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**JOURNAL**  
of the  
**HOUSE OF REPRESENTATIVES**  
of the  
**GENERAL ASSEMBLY**  
of the  
**STATE OF NORTH CAROLINA**

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**SESSION 1941**

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Raleigh, N. C.  
EDWARDS & BROUGHTON COMPANY  
STATE PRINTERS





# OFFICERS AND MEMBERS

## of the

# HOUSE OF REPRESENTATIVES

## REGULAR SESSION 1941

O. M. MULL, *Speaker*.....Shelby, Cleveland County  
 SHEARON HARRIS, *Principal Clerk*.....Albemarle, Stanly County  
 RALPH MONGER, JR., *Reading Clerk*.....Sanford, Lee County  
 MISS ROSA B. MUND, *Engrossing Clerk*.....Concord, Cabarrus County  
 H. L. JOYNER, *Sergeant-at-Arms*.....Jackson, Northampton County

### REPRESENTATIVES

NAME	POSTOFFICE	COUNTY
W. R. SELLARS.....(D)	Burlington.....	Alamance
DR. ASA THURSTON.....(D)	Taylorsville.....	Alexander
W. BERT EDWARDS.....(D)	Sparta.....	Alleghany
U. B. BLALOCK.....(D)	Wadesboro.....	Anson
W. B. AUSTIN.....(D)	Jefferson.....	Ashe
W. C. PITMAN.....(R)	Spear.....	Avery
DR. ZENO L. EDWARDS.....(D)	Washington.....	Beaufort
J. A. PRITCHETT.....(D)	Windsor.....	Bertie
J. A. BRIDGER.....(D)	Bladenboro.....	Bladen
J. W. RUARK.....(D)	Southport.....	Brunswick
HUBERT C. JARVIS.....(D)	Asheville.....	Buncombe
A. C. REYNOLDS, JR.....(D)	Asheville, Route 4.....	Buncombe
A. B. STONEY.....(D)	Morganton.....	Burke
E. T. BOST, JR.....(D)	Concord.....	Cabarrus
J. T. PRITCHETT.....(D)	Lenoir.....	Caldwell
W. I. HALSTEAD.....(D)	South Mills.....	Camden
H. S. GIBBS.....(D)	Morehead City.....	Carteret
JOHN A. WOODS.....(D)	Danville, Va., Star R.....	Caswell
EDDY S. MERRITT.....(D)	Hickory.....	Catawba
WADE H. PASCHAL.....(D)	Siler City.....	Chatham
JAMES MALLONEE, JR.....(D)	Murphy.....	Cherokee
J. G. CAMPEN.....(D)	Edenton.....	Chowan
A. LEE PENLAND.....(D)	Hayesville.....	Clay
O. M. MULL.....(D)	Shelby.....	Cleveland
JOE D. SIKES.....(D)	Whiteville.....	Columbus
D. L. WARD.....(D)	New Bern.....	Craven
JOHN H. COOK.....(D)	Fayetteville.....	Cumberland
G. C. BOSWOOD.....(D)	Gregory.....	Currituck
ROY L. DAVIS.....(D)	Manteo.....	Dare
L. ROY HUGHES.....(D)	Thomasville.....	Davidson
W. L. MOORE.....(D)	Mocksville.....	Davie
C. E. QUINN.....(D)	Kenansville.....	Duplin
VICTOR S. BRYANT.....(D)	Durham.....	Durham
FORREST A. POLLARD.....(D)	Durham.....	Durham
CAMERON S. WEEKS.....(D)	Tarboro.....	Edgecombe
IRVING CARLYLE.....(D)	Winston-Salem.....	Forsyth

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## REPRESENTATIVES—Continued

NAME	POSTOFFICE	COUNTY
REX GASS.....(D)	Winston-Salem.....	Forsyth
F. L. GOBBLE.....(D)	Winston-Salem.....	Forsyth
H. C. KEARNEY.....(D)	Franklinton.....	Franklin
C. A. RUDISILL.....(D)	Cherryville.....	Gaston
BASIL L. WHITENER.....(D)	Gastonia.....	Gaston
E. S. A. ELLENOR.....(D)	Gates.....	Gates
DONALD B. SHERRILL.....(D)	Robbinsville.....	Graham
JAMES W. HORNER.....(D)	Oxford.....	Granville
A. C. EDWARDS.....(D)	Hookerton.....	Greene
SHELLEY B. CAVENESS.....(D)	Greensboro.....	Guilford
BEVERLY C. MOORE.....(D)	Greensboro.....	Guilford
RUPERT T. PICKENS.....(D)	High Point.....	Guilford
JULIAN R. ALLSBROOK.....(D)	Roanoke Rapids.....	Halifax
B. B. EVERETT.....(D)	Palmyra.....	Halifax
DAVID H. SENTER.....(D)	Chalybeate Springs.....	Harnett
GLENN C. PALMER.....(D)	Clyde, Route 1.....	Haywood
L. L. BURGIN.....(D)	Horse Shoe.....	Henderson
R. H. UNDERWOOD.....(D)	Murfreesboro.....	Hertford
LAURIE McEACHERN.....(D)	Raeform.....	Hoke
GEORGE T. DAVIS.....(D)	Swanquarter.....	Hyde
JOHN R. McLAUGHLIN.....(D)	Statesville.....	Iredell
DAN K. MOORE.....(D)	Sylva.....	Jackson
R. T. FULGHUM.....(D)	Kenly.....	Johnston
LAWRENCE H. WALLACE.....(D)	Smithfield.....	Johnston
C. P. BANKS.....(D)	Trenton.....	Jones
W. E. HORNER.....(D)	Sanford.....	Lee
F. E. WALLACE.....(D)	Kinston.....	Lenoir
JAMES A. ABERNETHY, JR.....(D)	Lincolnton.....	Lincoln
DR. W. A. ROGERS.....(D)	Franklin.....	Macon
DR. J. H. HUTCHINS.....(R)	Marshall.....	Madison
CLARENCE W. GRIFFIN.....(D)	Williamston.....	Martin
J. C. RABB.....(D)	Marion.....	McDowell
H. I. McDUGGLE.....(D)	Charlotte.....	Mecklenburg
E. T. TONISSEN.....(D)	Charlotte.....	Mecklenburg
J. B. VOGLER.....(D)	Charlotte.....	Mecklenburg
W. F. HUGHES.....(R)	Bakersville.....	Mitchell
E. R. BURT.....(D)	Biscoe.....	Montgomery
J. HAWLEY POOLE.....(D)	West End.....	Moore
CLAUDE C. ABERNATHY.....(D)	Spring Hope.....	Nash
THOMAS J. PEARSALL.....(D)	Rocky Mount.....	Nash
J. Q. LEGRAND.....(D)	Wilmington.....	New Hanover
JOHN R. MORRIS.....(D)	Wilmington, RFD.....	New Hanover
H. RUSSELL HARRIS.....(D)	Seaboard.....	Northampton
I. J. KELLUM.....(D)	Jacksonville.....	Onslow
J. W. UMSTEAD, JR.....(D)	Chapel Hill.....	Orange
R. DAWSON DELAMAR.....(D)	Oriental.....	Pamlico
F. WEBB WILLIAMS.....(D)	Elizabeth City.....	Pasquotank
C. D. MCGOWAN.....(D)	Willard.....	Pender
J. T. BENTON.....(D)	Hertford, RFD.....	Perquimans
ROBERT P. BURNS.....(D)	Roxboro.....	Person
DR. W. I. WOOTEN.....(D)	Greenville.....	Pitt
S. O. WORTHINGTON.....(D)	Greenville.....	Pitt
CARROLL P. ROGERS.....(D)	Tryon.....	Polk
JOSEPH D. ROSS.....(D)	Asheboro.....	Randolph
HENRY F. BROWN.....(D)	E. Rockingham.....	Richmond
DR. C. T. JOHNSON.....(D)	Red Springs.....	Robeson

## REPRESENTATIVES—Continued

NAME	POSTOFFICE	COUNTY
ROGER R. PITMAN.....(D)	Barnesville.....	Robeson
JOE W. GARRETT.....(D)	Reidsville.....	Rockingham
T. CLARENCE STONE.....(D)	Stoneville.....	Rockingham
KERR CRAIGE RAMSAY.....(D)	Salisbury.....	Rowan
GEORGE R. UZZELL.....(D)	Salisbury.....	Rowan
GRADY WITHROW.....(D)	Hollis.....	Rutherford
CHAS. F. HONEYCUTT.....(R)	Clinton.....	Sampson
O. L. MOORE.....(D)	Laurinburg.....	Scotland
J. HEATH KLUTTZ.....(D)	Albemarle.....	Stanly
ED M. TAYLOR.....(D)	Walnut Cove.....	Stokes
HENRY C. DOBSON.....(D)	Elkin.....	Surry
McKINLEY EDWARDS.....(D)	Bryson City.....	Swain
M. W. GALLOWAY.....(D)	Brevard.....	Transylvania
C. EARL COHOON.....(D)	Columbia.....	Tyrrell
O. L. RICHARDSON.....(D)	Monroe.....	Union
IRVINE B. WATKINS.....(D)	Henderson.....	Vance
ARCH T. ALLEN.....(D)	Raleigh.....	Wake
J. LEROY ALLEN.....(D)	Raleigh.....	Wake
WM. T. HATCH.....(D)	Raleigh.....	Wake
JOHN KERR, JR.....(D)	Warrenton.....	Warren
W. M. DARDEN.....(D)	Plymouth.....	Washington
GORDON WINKLER.....(D)	Boone.....	Watauga
J. LESLIE CRAWFORD.....(D)	Pikeville.....	Wayne
W. FRANK TAYLOR.....(D)	Goldsboro.....	Wayne
T. E. STORY.....(R)	Wilkesboro.....	Wilkes
LARRY I. MOORE, JR.....(D)	Wilson.....	Wilson
HOVEY NORMAN.....(R)	East Bend.....	Yadkin
DOVER R. FOUTS.....(D)	Burnsville.....	Yancey





# HOUSE JOURNAL

## SESSION 1941

### FIRST DAY

HOUSE OF REPRESENTATIVES,  
WEDNESDAY, January 8, 1941.

Be it remembered that the Constitution of the State of North Carolina fixes the date for the meeting of the General Assembly of North Carolina as being on the Wednesday after the first Monday in January, biennially, the date for this meeting being January 8, 1941.

This day, in compliance with the provisions of the Constitution, the members-elect of the House of Representatives assemble in their Hall in the City of Raleigh and at 12 o'clock noon, in accordance with the Statutes, are called to order by Honorable Thad Eure, Secretary of State.

Prayer is offered by Dr. S. L. Stealey, pastor of the First Baptist Church of Raleigh, North Carolina.

The roll is called and the following members-elect answer to their names and appear with the proper certificates of election and take and subscribe to the following prescribed oath of office, which is administered by Associate Justice A. A. F. Seawell, of the Supreme Court.

"Do you, and each of you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina and to the Constitutional powers which are or may be established for the Government thereof, and that you will endeavor to support, maintain and defend the Constitution of the United States to the best of your knowledge and ability and that you will faithfully discharge your duties as members of the House of Representatives to the best of your ability, so help you God."

#### MEMBERS OF THE HOUSE TAKING OATH

*Alamance*—W. R. Sellars.

*Alexander*—Dr. Asa Thurston.

*Alleghany*—W. Bert Edwards.

*Anson*—U. B. Blalock.

*Ashe*—W. B. Austin.

*Avery*—W. C. Pitman.

*Beaufort*—Dr. Zeno. L. Edwards.

*Bertie*—J. A. Pritchett.

*Bladen*—J. A. Bridger.

*Brunswick*—J. W. Ruark.

*Buncombe*—Hubert C. Jarvis.

*Buncombe*—A. C. Reynolds, Jr.

*Burke*—A. B. Stoney.

*Cabarrus*—E. T. Bost, Jr.

*Caldwell*—J. T. Pritchett.

*Camden*—W. I. Halstead.

*Carteret*—H. S. Gibbs.

*Caswell*—John A. Woods.

*Catawba*—Eddy S. Merritt.  
*Chatham*—Wade H. Paschal.  
*Cherokee*—James Mallonee, Jr.  
*Chowan*—J. G. Campen.  
*Clay*—A. Lee Penland.  
*Cleveland*—O. M. Mull.  
*Columbus*—Joe D. Sikes.  
*Craven*—D. L. Ward.  
*Cumberland*—John H. Cook.  
*Currituck*—G. C. Boswood.  
*Dare*—Roy L. Davis.  
*Davidson*—L. Roy Hughes.  
*Davie*—W. L. Moore.  
*Duplin*—C. E. Quinn.  
*Durham*—Victor S. Bryant.  
*Durham*—Forrest A. Pollard.  
*Edgecombe*—Cameron S. Weeks.  
*Forsyth*—Irving Carlyle.  
*Forsyth*—Rex Gass.  
*Forsyth*—F. L. Gobble.  
*Franklin*—H. C. Kearney.  
*Gaston*—C. A. Rudisill.  
*Gaston*—Basil L. Whitener.  
*Gates*—E. S. A. Ellenor.  
*Graham*—Donald B. Sherrill.  
*Granville*—James W. Horner.  
*Greene*—A. C. Edwards.  
*Guilford*—Shelley B. Caveness.  
*Guilford*—Beverly C. Moore.  
*Guilford*—Rupert T. Pickens.  
*Halifax*—Julian R. Allsbrook.  
*Halifax*—B. B. Everett.  
*Harnett*—David H. Senter.  
*Haywood*—Glenn C. Palmer.  
*Henderson*—L. L. Burgin.  
*Hertford*—R. H. Underwood.  
*Hoke*—Laurie McEachern.  
*Hyde*—George T. Davis.  
*Jackson*—Dan K. Moore.  
*Johnston*—R. T. Fulghum.  
*Johnston*—Lawrence H. Wallace.  
*Jones*—C. P. Banks.  
*Lee*—W. E. Horner.  
*Lenoir*—F. E. Wallace.  
*Lincoln*—James A. Abernethy, Jr.  
*Macon*—Dr. W. A. Rogers.  
*Madison*—Dr. J. H. Hutchins.  
*Martin*—Clarence W. Griffin.  
*McDowell*—J. C. Rabb.  
*Mecklenburg*—H. I. McDougle.



*Mecklenburg*—E. T. Tonissen.  
*Mecklenburg*—J. B. Vogler.  
*Mitchell*—W. F. Hughes.  
*Montgomery*—E. R. Burt.  
*Nash*—Claude C. Abernathy.  
*Nash*—Thomas J. Pearsall.  
*New Hanover*—J. Q. LeGrand.  
*New Hanover*—John R. Morris.  
*Northampton*—H. Russell Harris.  
*Onslow*—I. J. Kellum.  
*Orange*—J. W. Umstead, Jr.  
*Pamlico*—R. Dawson Delamar.  
*Pasquotank*—F. Webb Williams.  
*Pender*—C. D. McGowan.  
*Perquimans*—J. T. Benton.  
*Person*—Robert P. Burns.  
*Pitt*—Dr. W. I. Wooten.  
*Pitt*—S. O. Worthington.  
*Polk*—Carroll P. Rogers.  
*Randolph*—Joseph D. Ross.  
*Richmond*—Henry F. Brown.  
*Robeson*—Dr. C. T. Johnson.  
*Robeson*—Roger R. Pitman.  
*Rockingham*—Joe W. Garrett.  
*Rockingham*—T. Clarence Stone.  
*Rowan*—Kerr Craig Ramsay.  
*Rowan*—George R. Uzzell.  
*Rutherford*—Grady Withrow.  
*Sampson*—Chas. F. Honeycutt.  
*Scotland*—O. L. Moore.  
*Stanly*—J. Heath Kluttz.  
*Stokes*—Ed M. Taylor.  
*Surry*—Henry C. Dobson.  
*Swain*—McKinley Edwards.  
*Transylvania*—M. W. Galloway.  
*Tyrrell*—C. Earl Cohoon.  
*Union*—O. L. Richardson.  
*Vance*—Irvine B. Watkins.  
*Wake*—Arch T. Allen.  
*Wake*—J. LeRoy Allen.  
*Wake*—Wm. T. Hatch.  
*Warren*—John Kerr, Jr.  
*Washington*—W. M. Darden.  
*Watauga*—Gordon Winkler.  
*Wayne*—J. Leslie Crawford.  
*Wayne*—W. Frank Taylor.  
*Wilkes*—T. E. Story.  
*Wilson*—Larry I. Moore, Jr.  
*Yadkin*—Hovey Norman.  
*Yancey*—Dover R. Fouts.



It appears that a quorum of all the members are present. The Secretary of State announces that the first order of business is the election of a Speaker, and declares that nominations are in order.

#### ELECTION OF OFFICERS

Mr. Kerr of Warren places in nomination the name of Mr. O. M. Mull of Cleveland County, which is seconded by Mr. Bryant of Durham, Mr. Jarvis of Buncombe and Mr. Weeks of Edgecombe.

The roll of the House is called.

Those voting for Mr. Mull are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—115.

Mr. Mull having received the total number of votes cast is declared duly elected Speaker of the House of Representatives, and is escorted to the Chair by Messrs. Bryant, Ward, and Uzzell, taking his several oaths of office administered by Associate Justice Heriot Clarkson of the Supreme Court of North Carolina.

The Speaker assumes the duties of the Chair and announces that nominations are in order for the Principal Clerk of the House.

For Principal Clerk of the House of Representatives, Mr. Halstead of Camden County places in nomination the name of Mr. Shearon Harris of Stanly County. Mr. Taylor of Wayne seconds the nomination.

The roll of the House is called.

Those voting for Mr. Harris are: Mr. Speaker, Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard,

Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—116.

Mr. Harris, having received all of the votes cast, is declared duly elected Principal Clerk of the House of Representatives and takes his oath of office administered by Associate Justice A. A. F. Seawell of the Supreme Court of North Carolina.

For Reading Clerk of the House, Mr. Horner of Lee County places in nomination Ralph Monger of Lee County and Mr. Darden of Washington County seconds the nomination.

The roll of the House is called.

Those voting for Mr. Monger are: Mr. Speaker, Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—116.

Mr. Monger, having received all of the votes cast, is declared duly elected Reading Clerk, and takes his oath of office administered by Associate Justice Seawell.

For Engrossing Clerk, Mr. Bost of Cabarrus County places in nomination the name of Miss Rosa B. Mund of Cabarrus County, which is seconded by Mr. Arch T. Allen of Wake.

The roll of the House is called.

Those voting for Miss Mund are: Mr. Speaker, Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson,



Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—116.

Miss Mund, having received all of the votes cast, is declared duly elected Engrossing Clerk, and takes her oath of office administered by Associate Justice Seawell.

For Sergeant-at-Arms of the House, Mr. Pritchett of Bertie County, places in nomination Mr. H. L. Joyner of Northampton County and Mr. Harris of Northampton County seconds the nomination.

The roll of the House is called.

Those voting for Mr. Joyner are: Mr. Speaker, Messrs. Abernathy of Nash, Abernathy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—116.

Mr. Joyner, having received all of the votes cast, is declared duly elected Sergeant-at-Arms of the House, and takes his oath of office administered by Associate Justice Seawell.

Leave of absence is granted Mr. Stoney, Representative from Burke County, until Friday, January 10, 1941.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 1, a bill to be entitled An act to equalize the salaries of the Secretary of State, State Auditor, State Treasurer and Superintendent of Public Instruction with those of other State Department heads.

Mr. Kerr moves that the bill be placed on its immediate passage.

Mr. Pickens offers a substitute motion to commit the bill to the Committee on Appropriations.

Mr. Pickens calls for the "Ayes" and "Noes" on the question.

The call is not sustained.



The substitute motion having failed, the question now recurs upon the passage of the bill on its several readings.

The bill passes it second and third readings and is ordered enrolled.

S. R. 2, a joint resolution relative to the Inauguration of Governor-elect and other State Officers.

On motion of Mr. Hatch the resolution is placed on its immediate passage.

The question now recurs upon the passage of the resolution on its several readings.

The resolution passed its second and third readings and is ordered enrolled.

Pursuant to the above resolution the Speaker appoints the following members on the part of the House to act with a like Committee from the Senate to aid in the Inaugural ceremonies, Messrs. Hatch of Wake, Rogers of Polk and Burns of Person.

S. R. 3, a joint resolution informing His Excellency, the Governor, that the General Assembly is ready to proceed with public business.

On motion of Mr. Hatch the resolution is placed on its immediate passage.

The question now recurs upon the passage of the resolution on its several readings.

The resolution passes its second and third readings and is ordered enrolled.

#### SPECIAL MESSAGES

SENATE CHAMBER,

WEDNESDAY, January 8, 1941.

*Mr. Speaker:*

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate is organized and is now ready to proceed with the public business, and for your information, advises that the following officers have been elected:

*President Pro Tempore*—John D. Larkins, Jr.

*Principal Clerk*—S. Ray Byerly.

*Reading Clerk*—L. H. Fountain.

*Sergeant-at-Arms*—Herman Scott.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*

SENATE CHAMBER,

WEDNESDAY, January 8, 1941.

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives informing that Honorable Body, pursuant to Senate Resolution 2, title "Joint Resolution relative to the Inauguration of Governor-elect and other Officers," that the President has appointed Senators Ballentine and Price as Inaugural Committee.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*

## HOUSE RESOLUTION

A resolution concerning the death of the Honorable William E. Fenner, a former member of the House of Representatives of North Carolina, introduced by Messrs. Pearsall and Abernathy, is adopted.

## COMMITTEE APPOINTMENT

Mr. Speaker Mull announces the appointment of the following standing Committee:

## COMMITTEE ON RULES

Mr. Bridger, Chairman, Messrs. Davis of Dare, Abernethy of Lincoln, Austin, Blalock, Crawford, Edwards of Beaufort, Gass, Harris, Horner of Granville, Kerr, Kluttz, Moore of Scotland, Palmer, Pearsall, Penland, Pitman of Robeson, Pollard, Quinn, Ross, Rudisill, Sellars, Sikes, Stoney, Watkins, Pitman of Avery.

On motion of Mr. Bridger, the rules of the House for the 1939 Session are adopted until the Rules Committee makes its report.

Mr. Poole of Moore County, who was absent when the oath of office was administered to the members, appears before the Dais, and is administered the oath of office by Mr. Speaker Mull.

On motion of Mr. Hatch, the House adjourns in Honor of the memory of Honorable William E. Fenner, deceased, of Nash County, and former member of the House of Representatives, and will meet tomorrow at 11 A.M.

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SECOND DAY

HOUSE OF REPRESENTATIVES,  
THURSDAY, January 9, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Mr. Alphonso Jordan, Chaplain of the House of Representatives.

Without objection the reading of the Journal is dispensed with, and it stands approved as written.

The courtesies of the floor are extended to Mrs. Charles Hutchins of Yancey County, former member of the House.

An indefinite leave of absence is granted to Mr. Richardson of Union County.

On motion of Mr. Cook S. B. 1, a bill to be entitled An act to equalize the salaries of the Secretary of State, State Auditor, State Treasurer and Superintendent of Public Instruction with those of other State department heads, is recalled from the Enrolling Office.

Mr. Pickens moves that the vote by which the bill passed its third reading be reconsidered. The motion fails of adoption and the bill is ordered enrolled.

## SPECIAL REPORT OF THE RULES COMMITTEE

*Mr. Speaker:*

Your committee on Rules, having met on yesterday for the purpose of formulating rules of the House of Representatives for the Session of 1941, adopted Rules of the House of Representatives for the Session of 1939, with the following amendment to Section 61:



That Section 61 be amended by adding thereto that the Chairmen of each of the following named Committees may appoint a clerk to the said Committee.

Senatorial Districts  
Congressional Districts  
Committee on Rules  
Institution for the Blind

The Committee recommends the above for adoption by the House of Representatives as Rules for the Session of 1941.

Respectfully,

J. A. BRIDGER, *Chairman*  
*Committee on Rules.*

On motion of Mr. Bridger the above report is adopted.

On motion of Mr. Bridger 5,000 copies of the House Rules are ordered printed.

RULES OF THE HOUSE OF REPRESENTATIVES  
TOUCHING THE DUTIES OF SPEAKER

1. It shall be the duty of the Speaker to have the sessions of the House opened with prayer.

2. He shall take the chair every day at the hour fixed by the House on the preceding legislative day, shall immediately call the members to order, and, on appearance of a quorum, cause the Journal of the preceding day to be approved.

3. He shall preserve order and decorum, may speak to points of order in preference to other members rising from his seat for that purpose, and shall decide questions of order, subject to an appeal to the House by any member, on which appeal no member shall speak more than once, unless by leave of the House. A two-thirds vote of the members present shall be necessary to sustain any appeal from the ruling of the Chair.

4. He shall rise to put question, but may state it sitting.

5. Questions shall be put in this form, namely, "Those in favor (as the question may be) will say, 'Aye'" and after the affirmative voice has been expressed, "Those opposed will say, 'No'." Upon a call for a division the Speaker shall count; if required he shall appoint tellers.

6. The Speaker shall have a general direction of the hall. He shall have a right to name any member to perform the duties of the Chair, but substitution shall not extend beyond one day, except in case of sickness or by leave of the House.

7. All committees shall be appointed by the Speaker, unless otherwise specially ordered by the House.

8. In all elections the Speaker may vote. In all other cases he may exercise his right to vote, or he may reserve this right until there is a tie; but in no case shall he be allowed to vote twice on the same question.

9. All acts, addresses, and resolutions, and all warrants and subpoenas issued by order of the House shall be signed by the Speaker.

10. In case of any disturbance or disorderly conduct in the galleries or lobby, the Speaker or other presiding officer shall have power to order the same to be cleared.



11. No person except members of the Senate, officers and clerks of the General Assembly, Judges of the Supreme and Superior courts, State officers, former members of the General Assembly, and persons particularly invited by the Speaker shall be admitted within the Hall of the House: Provided, that no person except members of the Senate and officers of the General Assembly shall be allowed on the floor of the House or in the lobby in the rear of the Speaker's desk, unless permitted by the Speaker of the House.

12. Reporters wishing to take down debates may be admitted by the Speaker, who shall assign such places to them on the floor or elsewhere, to effect this object, as shall not interfere with the convenience of the House.

13. Smoking shall not be allowed in the hall, the lobbies, or the galleries while the House is in session: Provided, that smoking may be permitted in the lobby in the rear of the Speaker's desk.

#### ORDER OF BUSINESS OF THE DAY

14. After the approval of the Journal of the preceding day, which shall stand approved without objection, the House shall proceed to business in the following order, viz.:

(1) The receiving of petitions, memorials, and papers addressed to the General Assembly or to the House.

(2) Reports of standing committees.

(3) Reports of select committees.

(4) Resolutions.

(5) Bills.

(6) The unfinished business of the preceding day.

(7) Bills, resolutions, petitions, memorials, messages, and other papers on the Calendar, in their exact numerical order, unless displaced by the orders of the day; but messages and motions to elect officers shall always be in order.

No member shall rise from his seat to introduce any petition, resolution, or bill out of order unless he is permitted so to do by a suspension of the rules.

#### ON DECORUM IN DEBATE

15. When any member is about to speak in debate or deliver any matter to the House, he shall rise from his seat and respectfully address the Speaker.

16. When the Speaker shall call a member to order, the member shall sit down, as also he shall when called to order by another member, unless the Speaker decides the point of order in his favor. By leave of the House a member called to order may clear a matter of fact, or explain, but shall not proceed in debate so long as the decision stands but by permission of the House. Any member may appeal from the decision of the Chair, and if, upon appeal, the decision be in favor of the member called to order, he may proceed; if otherwise, he shall not, except by leave of the House; and if the case, in the judgment of the House, require it, he shall be liable to its censure.

17. No member shall speak until recognized by the Chair, and when two or more members rise at the same time the Speaker shall name the member to speak.

18. No member shall speak more than twice on the main question, nor longer than thirty minutes for the first speech and fifteen minutes for the

second speech, unless allowed to do so by the affirmative vote of a majority of the members present; nor shall he speak more than once upon an amendment or motion to commit or postpone, and then not longer than ten minutes. But the House may, by consent of a majority, suspend the operations of this rule during any debate on any particular question before the House, or the Committee on Rules may bring in a special rule that shall be applicable to the debate on any bill.

19. While the Speaker is putting any question, or addressing the House, no person shall speak, stand up, walk out of or cross the House, nor when a member is speaking entertain private discourse, stand up, or pass between him and the Chair.

20. No member shall vote on any question when he was not present when the question was put by the Speaker, except by the consent of the House. Upon a division and count of the House on any question, no member without the bar shall be counted.

21. Every member who shall be in the hall of the House for the above purpose when the question is put shall give his vote upon a call of the ayes and noes, unless the House for special reasons shall excuse him, and no application to be excused from voting or to explain a vote shall be entertained unless made before the call of the roll. The hall of the House shall include the lobbies and offices connected with the hall.

22. When a motion is made it shall be stated by the Speaker or, if written, it shall be handed to the Chair and read aloud by the Speaker or Clerk before debate. A motion to table or adjourn shall be seconded before the motion is put by the Speaker to the vote of the House.

23. Every motion shall be reduced to writing, if the Speaker or any two members request it.

24. After a motion is stated by the Speaker or read by the Clerk, it shall be deemed to be in possession of the House, but may be withdrawn before a decision or amendment, except in case of a motion to reconsider, which motion, when made by a member, shall be deemed and taken to be in possession of the House, and shall not be withdrawn without leave of the House.

25. When a question is under debate no motion shall be received but to adjourn, to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or amend, which several motions shall have precedence in the order in which they stand arranged; and no motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or amend, being decided, shall be again allowed at the same stage of the bill or proposition.

26. A motion to adjourn or lay on the table shall be decided without debate, and a motion to adjourn shall always be in order, except when the House is voting or some member is speaking; but a motion to adjourn shall not follow a motion to adjourn until debate or some other business of the House has intervened.

26a. In case of adjournment without any hour being named, the House shall reconvene on the next legislative day at twelve o'clock noon.

27. When a question has been postponed indefinitely, the same shall not be acted on again during the session, except upon a two-thirds vote.

28. Any member may call for a division of the question, when the same shall admit of it, which shall be determined by the Speaker.



29. When a motion has been once made and carried in the affirmative or negative, it shall be in order for any member of the majority to move for the reconsideration thereof, on the same or succeeding day, unless it may have subsequently passed the Senate, and no motion to reconsider shall be taken from the table except by a two-thirds vote. But unless such vote has been taken by a call of the yeas and nays, any member may move to reconsider.

30. When the reading of a paper is called for, which has been read in the House, and the same is objected to by any member, it shall be determined by a vote of the House.

31. Petitions, memorials, and other papers addressed to the House shall be presented by the Speaker; a brief statement of the contents thereof may be verbally made by the introducer before reference to a committee, but shall not be debated or decided on the day of their first being read, unless the House shall direct otherwise.

32. When the ayes and noes are called for on any question, it shall be on motion before the question is put; and if seconded by one-fifth of the members present, the question shall be decided by the ayes and noes, and in taking the ayes and noes, or on a call of the House, the names of the members will be taken alphabetically.

33. Decency of speech shall be observed and personal reflection carefully avoided.

34. Any member may arise at any time to speak to a question of personal privilege, and upon objection to him proceeding, the Speaker shall determine if the question is one of privilege.

35. Fifteen members, including the Speaker, shall be authorized to compel the attendance of absent members. A quorum shall consist of a majority of the qualified members of the House.

36. No member or officer of the House shall absent himself from the service of the House without leave, unless from sickness or inability.

37. Any member may excuse himself from serving on any committee if he is a member of two standing committees.

38. If any member shall be necessarily absent on temporary business of the House when a vote is taken upon any question, upon entering the House he shall be permitted, on request, to vote, provided that the result shall not be thereby affected.

39. No standing rule or order shall be rescinded or altered without one day's notice given on the motion thereof, and to sustain such motion two-thirds of the House shall be required.

40. The members of the House shall uncover their heads upon entering the House while it is in session, and shall continue so uncovered during their continuance in the hall, except Quakers.

41. A motion to reconsider shall be determined by a majority vote, except a motion to reconsider an indefinite postponement, or a motion to reconsider a motion tabling a motion to reconsider, which shall require a two-thirds vote.

42. After a bill has been tabled or has failed to pass on any of its readings, the contents of such bill or the principal provisions of its subject-matter shall not be embodied in any other measure. Upon the point of order being raised and sustained by the Chair, such measure shall be laid upon the table, and shall not be taken therefrom except by a vote of two-thirds of the elected membership of the House: Provided, no local bill shall be held by the Chair



as embodying the provisions or being identical with any State-wide measure which has been laid upon the table, or failed to pass any of its readings.

42a. A motion to table an amendment sent up from the floor shall not be construed as a motion to table the principal bill or any other amendment which has been offered thereto, and if such motion is carried, only the amendment shall lie upon the table.

42b. When a member desires to interrupt a member having the floor he shall first obtain recognition by the Chair and permission of the member occupying the floor, and when so recognized and such permission is obtained he may propound a question to the member occupying the floor, but he shall not propound a series of questions or interrogatories or otherwise interrupt the member having the floor; and the Speaker shall, without the point of order being raised, enforce this rule.

#### STANDING COMMITTEES

43. At the commencement of the session a standing committee shall be appointed by the Speaker on each of the following subjects, namely:

On Agriculture.

On Appropriations.

On Banks and Banking.

On Commercial Fisheries.

On Congressional Districts.

On Conservation and Development.

On Constitutional Amendments.

On Corporations.

On Counties, Cities, and Towns.

On Courts and Judicial Districts.

On Drainage.

On Education.

On Elections and Election Laws.

On Engrossed Bills.

On Expenditures of the House.

On Federal Relations.

On Finance.

On Game.

On Health.

On Higher Education.

On Insane Asylums.

On Institutions for the Blind.

On Institutions for the Deaf and Dumb.

On Insurance.

On the Journal.

On Judiciary, No. 1.

On Judiciary, No. 2.

On Manufactures and Labor.

On Military Affairs.

On Oyster Industry.

On Penal Institutions.

On Pensions.

On Propositions and Grievances.

On Public Utilities.  
On Public Welfare.  
On Roads.  
On Rules.  
On Salaries and Fees.  
On Senatorial Districts.  
On Unemployment Compensation.

## JOINT COMMITTEES

On Enrolled Bills.  
On Justices of the Peace.  
On Library.  
On Printing.  
On Public Buildings and Grounds.  
On Trustees of University.

The first member announced on each committee shall be chairman.

43a. Whenever the House shall decline or refuse to concur in amendments put by the Senate to a bill originating in the House, or shall refuse to adopt a substitute adopted by the Senate for a bill originating in the House, a conference committee shall be appointed upon motion made, consisting of the number named in the motion; and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the House and Senate. In considering matters in difference between the House and Senate committed to the conferees only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference report shall not be amended. Except as herein set out, the rules of the House of Representatives of Congress shall govern the appointment, conduct, and reports of the conferees.

44. In forming a Committee of the Whole House, the Speaker shall leave the Chair, and a Chairman to preside in committee shall be appointed by the Speaker.

45. Upon bills submitted to a Committee of the Whole House, the bill shall be first read throughout by the Clerk, and then again read and debated by sections, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but all amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper as the same shall be agreed to by the committee, and so reported to the House. After report, the bill shall again be subject to be debated and amended by sections before a question on its passage be taken.

46. The rules of procedure in the House shall be observed in a Committee of the Whole House, so far as they may be applicable, except the rule limiting the time of speaking and the previous question.

47. In a Committee of the Whole House a motion that the committee rise shall always be in order, except when a member is speaking, and shall be decided without debate.

48. Every bill shall be introduced by motion for suspension of the rules, or by order of the House, or on the report of a committee, unless introduced in regular order during the morning hour.

49. All bills and resolutions shall be reported from the committee to which referred, with such recommendations as the committee may desire to make.



50. Every bill shall receive three several readings in the House previous to its passage, and the Speaker shall give notice at each whether it be its first, second, or third reading.

51. Any member introducing a bill or resolution shall briefly endorse thereon the substance of the same.

52. All bills and resolutions shall upon their introduction be referred by the Speaker, without suggestion from the introducer, to the appropriate committee. No bills shall be withdrawn from the committee to which referred except upon motion duly made and carried by a majority vote.

53. The Clerk of the House shall keep a separate calendar of the public, local, and private bills, and shall number them in the order in which they are introduced, and all bills shall be disposed of in the order they stand upon the Calendar; but the Committee on Rules may at any time arrange the order of precedence in which bills may be considered. No bill shall be twice read on the same day without the concurrence of two-thirds of the members.

54. All resolutions which may grant money out of the Treasury, or such as shall be of public nature, shall be treated in all respects in a similar manner with public bills.

55. The Clerk of the House shall be deemed to continue in office until another is appointed.

56. On the point of no quorum being raised, the doors shall be closed and there shall be a call of the House, and upon a call of the House the names of the members shall be called over by the Clerk and the absentees noted, after which the names of the absentees shall again be called over. Those for whom no excuse or sufficient excuses are made may, by order of those present, if fifteen in number, be taken into custody as they appear, or may be sent for and taken into custody wherever to be found by special messenger appointed for that purpose.

#### PREVIOUS QUESTION

57. The previous question shall be as follows: "Shall the main question be now put," and, until it is decided, shall preclude all amendments and debate. If this question shall be decided in the affirmative, the "main question" shall be on the passage of the bill, resolution, or other matter under consideration; but when amendments are pending, the question shall be taken upon such amendments, in inverse order, without further debate or amendment. If such question be decided in the negative, the main question shall be considered as remaining under debate: Provided, that no one shall move the previous question except the member submitting the report on the bill or other matter under consideration, and the member introducing the bill or other matter under consideration, or the member in charge of the measure, who shall be designated by the chairman of the committee reporting the same to the House at the time the bill or other matter under consideration is reported to the House or taken up for consideration.

When a motion for the previous question is made, and pending the second thereto by a majority, debate shall cease, but if any member obtains the floor, he may move to lay the matter under consideration on the table, or move an adjournment, and when both or either of these motions are pending the question shall stand:

- (1) Previous question.
- (2) To adjourn.
- (3) To lay on the table.

And then upon the main question, or amendments, or the motion to postpone indefinitely, postpone to a day certain, to commit, or amend, in the order of their precedence, until the main question is reached or disposed of; but after the previous question has been called by a majority, no motion, or amendment, or debate shall be in order.

All motions below the motions to lay on the table must be made prior to a motion for the previous question; but, pending and not after the second therefor, by the majority of the House, a motion to adjourn or lay on the table, or both, are in order. This constitutes the precedence of the motions to adjourn and lay on the table over other motions, in Rule 25.

Motions stand as follows in order of precedence in Rule 26:

Previous question.

Adjourn.

Lay on the table.

Postpone definitely.

To commit or amend.

When the previous question is called, all motions below it fall, unless made prior to the call, and all motions above it fall after its second by a majority required. Pending the second, the motions to adjourn and lay on the table are in order, but not after a second. When in order and every motion is before the House, the question stands as follows:

Previous question.

Adjourn.

Lay on the table.

Postpone indefinitely.

Postpone definitely.

To commit.

Amendment to amendment.

Amendment.

Substitute.

Bill.

The previous question covers all other motions when seconded by a majority of the House, and proceeds by regular graduation to the main question, without debate, amendment, or motion, until such question is reached or disposed of.

58. All committees, other than the Committee on Appropriations, when favorably reporting any bill which carries an appropriation from the State, shall indicate same in the report, and said bill shall be re-referred to the Committee on Appropriations for a further report before being acted upon by the House. All committees, other than the Committee on Finance, when favorably reporting any bill which in any way or manner raises revenue or levies a tax or authorizes the issue of bonds or notes, whether public, public-local, or private, shall indicate same in the report, and said bill shall be re-referred to the Committee on Finance for a further report before being acted upon by the House.

59. The Principal Clerk, the Engrossing Clerk, and the Sergeant-at-Arms may appoint, with the approval of the Speaker, such assistants as may be



necessary to the efficient discharge of the duties of their various offices, and one or more of whom may be assigned by the Speaker from the Engrossing Clerk's office to the office of the Legislative Reference Librarian for the purpose of drafting bills.

60. The Speaker may appoint a Clerk to the Speaker, and he may also appoint ten pages to wait upon the sessions of the House, and when the pressure of business may require, he may appoint five additional pages.

61. The Chairman of each of the following committees: Agriculture, Appropriations, Banks and Banking, Congressional Districts, Counties, Cities, and Towns, Courts and Judicial Districts, Education, Elections and Election Laws, Finance, Higher Education, Institutions for the Blind, Insurance, Judiciary No. 1, Judiciary No. 2, Manufactures and Labor, Propositions and Grievances, Public Welfare, Roads, Rules, Salaries and Fees, Senatorial Districts, and Unemployment Compensation, may each appoint a clerk to the said committee. All committee Clerks heretofore provided for are to be appointed by and with the approval of the Speaker. With the exception of the Clerks appointed to Appropriations and Finance, the clerks to all the other above-named committees, when not on duty with their specific committee, shall report to and be under the supervision of the Principal Clerk of the House for assignment to special duty with other committees and to serve the convenience of the members of the House.

62. That no clerk, laborer, or other person employed or appointed under Rules 59, 60, and 61 hereof shall receive during such employment, appointment, or service any compensation from any other department of the State Government, or from any other source, and there shall not be voted, paid, or awarded any additional pay, bonus or gratuity to any of them, but said persons shall receive only the pay for such duties and services as now provided by law. When the House is not in session the pages shall be under the supervision of the Principal Clerk.

63. The chairman and five other members of any committee shall constitute a quorum of said committee for the transaction of business.

64. The Committee on the Journal shall examine daily the Journal of the House before the hour of convening, and report after the opening of the House whether or not the proceedings of the previous day have been correctly recorded.

65. When a bill shall be reported by a committee with a recommendation that it be not passed, but accompanied by a minority report, the question before the House shall be "The adoption of the minority report," and if failing to be adopted by a majority vote, the bill shall be placed upon the unfavorable calendar. Such minority report shall be signed by at least three members of the committee who were present when the bill was considered in committee: Provided, however, that where a minority report is filed the proponents and opponents of the question presented thereby shall be allowed not to exceed ten minutes on each side to explain the question: Provided further, that by a majority vote the time may be extended for a discussion of the minority report and on the merits of the bill. In the event there is an unfavorable report with no minority report accompanying it, the bill shall be placed upon the unfavorable calendar. To take a bill from the unfavorable calendar, a two-thirds vote shall be necessary.

65a. A bill from the unfavorable calendar shall not be debatable, but the movant may make a brief and concise statement of the reasons for the motion before the motion, taking not more than five minutes.

66. Whenever a public bill is introduced a carbon copy thereof shall accompany the bill. The Reading Clerk shall stamp the copy with the number stamped upon the original bill. Such copy shall be daily delivered to the joint committee hereinafter provided for. The Principal Clerk shall deliver the carbon copy of the bills designated to be printed, as hereinafter provided for, to the Public Printer and cause four hundred copies thereof to be printed. On the morning following the delivery of the printed copies the Chief Clerk shall cause the chief page to have one copy thereof put upon the desk of each member and shall retain the other printed copies in his office. A sufficient number of the printed copies for the use of the committee to which the bill is referred shall be by the chief page delivered to the chairman or clerk of that committee. If the bill is passed, the remaining copies shall be by the chief page delivered to the Principal Clerk of the Senate for the use of the Senate. The cost of printing shall be paid from the contingent fund of the House of Representatives. The Chairman of the Rules Committee of the House and the Chairman of the Rules Committee of the Senate shall appoint a sub-committee consisting of two members of the House and two members of the Senate from the body of the House and Senate, and such chairmen shall notify the Principal Clerk of the House and of the Senate who has been so appointed. Such sub-committee shall meet daily and examine the carbon copies of the public bills introduced and determine which of such public bills shall be printed and which shall not, and stamp the copies accordingly. Such sub-committee shall serve for one week unless for good cause the chairmen of the respective rules committees shall determine otherwise. If the member introducing a public bill, which the committee shall determine should not be printed, so desires he may appear before the committee at the next meeting thereof with reference thereto.

67. Whenever any resolution or bill is introduced a carbon copy thereof shall be attached thereto, and the Principal Clerk shall cause said carbon copy to be numbered as the original resolution or bill is numbered, and shall cause the same to be available at all times to the member introducing the same. In case the resolution or bill is a public resolution or bill, an additional carbon copy shall also be attached thereto for the use of the Public Printer, under the provisions of Rule 66.

## ARTICLE II

### CONSTITUTION OF NORTH CAROLINA

Sec. 29. Limitations upon power of General Assembly to enact private or special legislation.

The General Assembly shall not pass any local, private, or special act or resolution relating to the establishment of courts inferior to the Superior Court; relating to the appointment of justices of the peace; relating to health, sanitation, and the abatement of nuisances; changing the names of cities, towns, and townships; authorizing the laying out, opening, altering, maintaining, or discontinuing of highways, streets, or alleys; relating to ferries or bridges, relating to non-navigable streams; relating to cemeteries; relating to the pay of jurors; erecting new townships, or changing township lines, or



establishing or changing the line of school districts; remitting fines, penalties, and forfeitures, or refunding moneys legally paid into the Public Treasury; regulating labor, trade, mining, or manufacturing; extending the time for the assessment or collection of taxes or otherwise relieving any collector of taxes from the due performance of his official duties or his sureties from liability; giving effect to informal wills and deeds; nor shall the General Assembly enact any such local, private, or special act by the partial repeal of a general law, but the General Assembly may at any time repeal local, private, or special laws enacted by it. Any local, private or special act or resolution passed in violation of the provisions of this section shall be void. The General Assembly shall have power to pass general laws regulating matters set out in this section.

#### ENROLLED BILLS

Mr. McEachern, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. No. 1. An Act to equalize the salaries of the Secretary of State, State Auditor, State Treasurer and Superintendent of Public Instruction with those of other State Department heads.

Pursuant to resolution heretofore passed, the Senators and members of the House of Representatives meet in front of the Capitol at 11:30 A.M., and proceed to the War Memorial Auditorium, where a Joint Session of the General Assembly convenes to witness the Inaugural Ceremonies of the newly elected State Officers.

#### JOINT SESSION

At the War Memorial Auditorium, at the hour of Noon, the Joint Assembly is called to order by Lieutenant Governor W. P. Horton.

The Joint Assembly is opened with prayer by Rev. Forrest C. Feezor of Raleigh, N. C.

The following State officers-elect are presented by Honorable L. Y. Ballentine, Senator from the County of Wake, and the oaths of office are administered to them as follows:

By Associate Justice A. A. F. Seawell, of the Supreme Court of North Carolina:

Dan C. Boney—Insurance Commissioner.

Harry McMullan—Attorney General.

By Associate Justice Barnhill, of the Supreme Court of North Carolina:

Forrest Shuford—Commissioner of Labor.

By Associate Justice Winborne, of the Supreme Court of North Carolina:

W. Kerr Scott—Commissioner of Agriculture.

By Associate Justice Schenck, of the Supreme Court of North Carolina:

Clyde A. Erwin—Superintendent of Public Instruction.

By Associate Justice Clarkson, of the Supreme Court of North Carolina:

Charles M. Johnson—State Treasurer.

George Ross Pou—State Auditor.

By Associate Justice Devin, of the Supreme Court of North Carolina:

Thad Eure—Secretary of State.

R. L. Harris—Lieutenant Governor.

Mr. Horton presents the Gavel of the Senate to Lieutenant Governor Harris, who assumes the duties of the Chair.

Governor Clyde R. Hoey is recognized, and presents Governor-elect J. Melville Broughton, who takes his oath of office as administered to him by Honorable Walter P. Stacy, Chief Justice of the Supreme Court of North Carolina. Governor Broughton then delivers his Inaugural Address. (A complete text of the Address appears on the first page of the Appendix.)

The business for which the Joint Session was convened having been accomplished, and upon motion of Senator Ballentine, the Joint Session adjourns. The House, pursuant to order, stands adjourned until 11 o'clock tomorrow.

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### THIRD DAY

HOUSE OF REPRESENTATIVES,  
FRIDAY, January 10, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Mr. Alphonso Jordan, House Chaplain.

Without objection the reading of the Journal is dispensed with, and it stands approved as written.

Mr. McLaughlin of Iredell County, who was absent on January 8, when the oath of office was administered to the members, appears before the Dais and is administered the oath of office by Mr. Speaker Mull.

Courtesies of the floor are extended to Messrs. H. J. Hatcher, former member of the House from Burke County, and James Mallonee, Sr., father of the Representative from Cherokee County.

Mr. Pritchett of Caldwell is granted leave of absence until Tuesday, January 14, 1941.

Mr. Darden of Washington is granted leave of absence until Friday, January 17, 1941.

Mr. Sellars of Alamance is granted an indefinite leave of absence.

Mr. Campen of Chowan is granted leave of absence until Monday, January 13, 1941.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. LeGrand and Morris: H. B. 1, a bill to be entitled An act to authorize and permit the City of Wilmington and New Hanover County jointly to provide, establish and maintain recreation centers and other recreational facilities and activities.

On motion of Mr. LeGrand the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Penland: H. B. 2, a bill to be entitled An act to reduce the rate of interest from eight to six per cent on certain tax sale certificates issued by Clay County.



On motion of Mr. Penland the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Umstead, Taylor of Wayne, Carlyle, Bryant and Gass: H. R. 3, a joint resolution providing for the meeting of the General Assembly at Chapel Hill on January thirtieth, one thousand nine hundred and forty-one.

On motion of Mr. Umstead the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. LeGrand: H. B. 4, a bill to be entitled An act to expedite the adjournment of the General Assembly.

Referred to Committee on Judiciary No. 1.

And

H. B. 5, a bill to be entitled An act to curtail and punish subversive activities.

Referred to Committee on Penal Institutions.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 4, a joint resolution to be entitled a resolution endorsing and approving the recommendations of the President of the United States, Franklin Delano Roosevelt, advocating preparedness for National Defense and aid to Great Britain and other Democracies, and pledging the support of the State of North Carolina.

On motion of Mr. Vogler the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Ward the House adjourns to meet at 10 o'clock tomorrow.

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#### FOURTH DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, January 11, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Mr. Alphonso Jordan, House Chaplain.

Without objection the reading of the Journal is dispensed with, and the same stands approved.

Courtesies of the floor are extended to Mr. J. M. Templeton, former member of the House from Wake County, and Mr. James Penland of Buncombe County, former member of the House from Clay County.

On motion of Mr. Ward the House adjourns and will meet Monday night at 8 o'clock.

## FIFTH DAY

HOUSE OF REPRESENTATIVES,

MONDAY NIGHT, January 13, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Without objection, the reading of the Journal is dispensed with and the same stands approved as written.

On motion of Mr. Garrett, Miss Ann Reade Umstead, daughter of Representative John Umstead of Orange County, is made an Honorary Pagette of the House.

On motion of Mr. Rogers of Polk, A. M. Kistler, II, step-son of Representative Stoney of Burke County is made an Honorary Page of the House.

Leave of absence is granted Mr. Woods of Caswell County and to Mr. Senter of Harnett County.

## COMMITTEE APPOINTMENTS

Mr. Speaker Mull announces the appointment of the following standing Committees:

*Agriculture*: Mr. Burgin, Chairman, Messrs. Blalock, Pearsall, Austin, Burt, Benton, Boswood, Cohoon, Campen, Crawford, Davis of Hyde, Delamar, Fulghum, Edwards of Greene, Edwards of Beaufort, Everett, Ellenor, Edwards of Alleghany, Griffin, Galloway, Gass, Horner of Granville, Horner of Lee, Harris, Kellum, McGowan, Moore of Wilson, Moore of Davie, Morris, Paschal, Pickens, Palmer, Penland, Poole, Pitman of Robeson, Darden, Quinn, Rabb, Sikes, Senter, Wallace of Johnston, Weeks, Withrow, Winkler, Woods, Wooten, Banks, McEachern, Ross and Honeycutt.

*Appropriations*: Mr. Kerr, Chairman, Messrs. Bryant, Gass, Boswood, Caveness, Dobson, Delamar, Edwards of Greene, Hughes of Davidson, Halstead, Kluttz, Kellum, Moore of Wilson, Merritt, Paschal, Pickens, Pritchett of Caldwell, Pitman of Robeson, Pritchett of Bertie, Richardson, Ramsay, Reynolds, ✓ Sherrill, Stoney, Wooten, Woods, Winkler, Weeks, Wallace of Johnston, Stone, ✓ Pearsall, Blalock, Burgin, Everett, Abernethy of Lincoln, Campen, Kearney, McEachern, Ross, Sellars, Taylor of Wayne, Sikes, Morris, Burns, Johnson, Galloway, Honeycutt, Palmer, Allsbrook, Worthington, Tonissen, Banks, Horner of Lee and Whitener.

*Banks and Banking*: Mr. Ross, Chairman, Messrs. Harris, Allsbrook, Blalock, Bost, Carlyle, Horner of Granville, Moore of Guilford, Pritchett of Caldwell, Palmer, Rogers of Polk, Rogers of Macon, Taylor of Wayne, Wallace of Johnston, Winkler, Banks, Ward, Cook, Moore of Scotland, Allen, J. Leroy, Gibbs, Abernethy of Lincoln, Edwards of Swain, Gobble, Griffin, Kearney, McLaughlin, Sellars, Wallace of Lenoir, Morris, Reynolds, Hatch, Tonissen, Pearsall and Norman.

*Commercial Fisheries*: Mr. Darden, Chairman, Messrs. Abernathy of Nash, Ruark, Benton, Banks, Boswood, Campen, Davis of Dare, Davis of Hyde, Delamar, Ellenor, Gibbs, Griffin, Stoney, Edwards of Beaufort, Halstead, McEachern, Pritchett of Bertie, Quinn, McLaughlin, LeGrand, Harris, and Honeycutt.

*Congressional Districts*: Mr. Jarvis, Chairman, Messrs. McEachern, LeGrand, Austin, Bridger, Bost, Blalock, Caveness, Carlyle, Davis of Dare,



Crawford, Burgin, Hughes of Davidson, Horner of Granville, Hatch, Kluttz, Merritt, Stoney, Kerr, Palmer, Quinn, Ramsay, Rudisill, Pollard, Pearsall, Underwood, Vogler, Rogers of Polk, Ross, and Pitman of Avery.

*Conservation and Development:* Mr. Rogers of Polk, Chairman, Messrs. Fouts, Abernethy of Lincoln, Moore of Jackson, Austin, Blalock, Boswood, Bridger, Cohoon, Campen, Davis of Dare, Darden, Davis of Hyde, Delamar, Edwards of Greene, Everett, Ellenor, Edwards of Alleghany, Fulghum, Gobble, Horner of Granville, Hughes of Davidson, Horner of Lee, Jarvis, Kluttz, Kellum, McDougale, McLaughlin, McEachern, Moore of Scotland, Pritchett of Caldwell, Palmer, Penland, Pearsall, Poole, Pollard, Ruark, Reynolds, Sherrill, Stone, Stoney, Tonissen, Williams, Wallace of Lenoir, Quinn, Pitman of Robeson, Richardson, Rudisill, Underwood, Vogler, Taylor of Stokes, and Hughes of Mitchell.

*Constitutional Amendments:* Mr. LeGrand, Chairman, Messrs. Edwards of Swain, Burns, Fouts, Griffin, Halstead, Jarvis, Hughes of Davidson, Edwards of Beaufort, Mallonee, Moore of Scotland, Moore of Guilford, Paschal, Ramsay, Thurston, Umstead, Watkins, Williams, Whitener, Hughes of Mitchell, and Allen, Arch T.

*Corporations:* Mr. Bost, Chairman, Messrs. Hughes of Davidson, Caveness, McDougale, Crawford, Pritchett of Caldwell, Pritchett of Bertie, Gass, Pickens, Rogers of Polk, Rudisill, Ramsay, Edwards of Swain, Garrett, Jarvis, Brown, Kearney, LeGrand, McLaughlin, McDougale, Moore of Guilford, Moore of Jackson, Ross, Watkins, Ward, Worthington and Story.

*Counties, Cities, and Towns:* Mr. Vogler, Chairman, Messrs. Carlyle, Allen, J. Leroy, Brown, Bridger, Cohoon, Campen, Caveness, Cook, Abernathy of Nash, Darden, Davis of Hyde, Edwards of Swain, Edwards of Greene, Everett, Galloway, Gobble, Horner of Granville, Hughes of Davidson, Horner of Lee, Halstead, Hatch, Jarvis, Kearney, Mallonee, Merritt, Morris, Kerr, Pritchett of Caldwell, Penland, Rudisill, Richardson, Ramsay, Rabb, Reynolds, Sikes, Sellars, Story, Tonissen, Thurston, Taylor of Wayne, Vogler, Whitener, Williams, Weeks, Withrow, Watkins, Wooten, Moore of Scotland, and Pitman of Avery.

*Courts and Judicial Districts:* Mr. Taylor of Wayne, Chairman, Messrs. Bost, Caveness, Cook, Halstead, Kerr, LeGrand, McDougale, Moore of Guilford, Stone, Ruark, Watkins, Whitener, Burns, Edwards of Swain, Griffin, Moore of Jackson, Pritchett of Bertie, Richardson, Hughes of Davidson, Merritt, Bryant, Fouts, Carlyle, Burgin, Austin, Rogers of Polk, Allen, Arch T., Stoney, Garrett, Ramsay, and Story.

*Drainage:* Mr. Ruark, Chairman, Messrs. Boswood, Campen, Everett, Edwards of Beaufort, Gibbs, Banks, Burt, Brown, Kellum, McGowan, Quinn, Poole, Paschal, Pearsall, Pitman of Robeson, Senter, Woods, Winkler, and Story.

*Education:* Mr. Allen, Arch T., Chairman, Messrs. Austin, Burgin, Boswood, Bridger, Burns, Campen, Carlyle, Dobson, Davis of Dare, Edwards of Swain, Edwards of Greene, Everett, Edwards of Beaufort, Edwards of Alleghany, Griffin, Garrett, Horner of Granville, Horner of Lee, Harris, Halstead, Johnson, Kluttz, Kellum, LeGrand, McDougale, McGowan, Moore of Jackson, Moore of Scotland, Mallonee, Merritt, Kerr, Paschal, Pickens, Pritchett of Caldwell, Palmer, Penland, Pitman of Robeson, Quinn, Rabb, Reynolds, Sikes, Sherrill, Taylor of Wayne, Underwood, Wallace of Johnston, Whitener, Withrow,

Wallace of Lenoir, Winkler, Fouts, Abernethy of Lincoln, Sellars, and Pitman of Avery.

*Elections and Election Laws:* Mr. Uzzell, Chairman, Messrs. Moore of Jackson, Austin, Burgin, Cook, Dobson, Edwards of Alleghany, Galloway, Moore of Wilson, Kerr, Stoney, Taylor of Stokes, Taylor of Wayne, Moore of Scotland, Fouts, Moore of Davie, Allen, J. Leroy, Abernathy of Nash, Jarvis, Kluttz, McEachern, Morris, Paschal, Penland, Reynolds, Ross, Sherrill, Tonissen, Winkler, Rogers of Macon, Rabb, Pritchett of Caldwell, and Pitman of Avery.

*Engrossed Bills:* Mr. Ellenor, Chairman, Messrs. Penland, Horner of Granville, Caveness, Edwards of Swain, Garrett, Kearney, McLaughlin, Moore of Jackson, Poole,<sup>6</sup> Ramsay, Ruark, Senter, Watkins, Kluttz, Gibbs, Hughes of Davidson, Carlyle, Rabb, Tonissen, Brown, and Honeycutt.

*Expenditures of the House:* Mr. Palmer, Chairman, Messrs. Gobble, Darden, Delamar, Edwards of Alleghany, Gibbs, Garrett, Johnson, Kluttz, Moore of Scotland, Morris, Paschal, Reynolds, Rabb, Tonissen, and Hughes of Mitchell.

*Federal Relations:* Mr. Moore of Wilson, Chairman, Messrs. Cook, Ruark, Edwards of Swain, Fouts, Garrett, Griffin, Halstead, Jarvis, Hatch, Brown, McDougle, Moore of Guilford, Moore of Jackson, Pollard, Pritchett of Bertie, Richardson, Uzzell, Wallace of Lenoir, Worthington, Wallace of Johnston and Story.

*Finance:* Mr. Bryant, Chairman, Messrs. Ward, Wallace of Lenoir, Austin, Allen, Arch T., Burt, Bost, Bridger, Carlyle, Davis of Dare, Darden, Garrett, Horner of Granville, Harris, Jarvis, LeGrand, Mallonee, Moore of Guilford, Penland, Poole, Quinn, Rogers of Polk, Ruark, Rabb, Senter, Taylor of Stokes, Crawford, Underwood, Williams, Withrow, Fulghum, Moore of Scotland, Moore of Jackson, Pollard, Blalock, Merritt, Gibbs, McDougle, Cohoon, Watkins, Edwards of Beaufort, Kerr, Cook, Rudisill, Edwards of Swain, Fouts, Abernathy of Nash, Pitman of Avery, Vogler, Umstead, and Uzzell.

*Game:* Mr. Abernethy of Lincoln, Chairman, Messrs. Davis of Dare, Bridger, Burt, Boswood, Cohoon, Campen, Davis of Hyde, Edwards of Alleghany, Edwards of Beaufort, Hughes of Davidson, Hutchins, Darden, Kluttz, McLaughlin, McGowan, Mallonee, Poole, Sikes, Delamar, Whitener, Williams, Woods, Fouts, Moore of Davie, Benton, Gibbs, Morris, Pearsall, Penland, Pitman of Robeson, Rogers of Polk, Senter, Sherrill, Blalock, Austin, Bost, Merritt, Ellenor, Burgin, Horner of Lee, Wallace of Lenoir, Tonissen, Uzzell, Withrow, Weeks and Honeycutt.

*Health:* Mr. Johnson, Chairman, Messrs. Wooten, Rogers of Macon, Thurston, Crawford, Everett, Edwards of Beaufort, Morris, Gobble, Horner of Granville, Palmer, Umstead, Underwood, Woods, Fulghum, Moore of Scotland, Pollard, Stone, Stoney, Allen, J. Leroy, Benton, Cook, Kearney, McEachern, McGowan, Pritchett of Bertie, Reynolds, Sellars, Tonissen, Taylor of Stokes and Hutchins.

*Higher Education:* Mr. Ward, Chairman, Messrs. Hatch, Merritt, Boswood, Edwards of Swain, Banks, Wooten, Brown, Reynolds, Kellum, Garrett, Moore of Wilson, Gibbs, McEachern, Taylor of Stokes, McLaughlin, Moore of Guilford, Crawford of Wayne, Poole, Pearsall, Pitman of Robeson, Pritchett of Bertie, Richardson, Rogers of Macon, Rabb, Ruark, Rudisill, Rogers of Polk, Thurston, Umstead, Vogler and Story.

*Insane Asylums:* Mr. Rogers of Macon, Chairman, Messrs. Rudisill, Stoney, Crawford, Galloway, Hatch, Johnson, Pritchett of Caldwell, Sikes, Thurston,



Whitener, Woods, Moore of Scotland, Horner of Granville, Pritchett of Caldwell, Burns, Moore of Davie, Stone, Allen, J. Leroy, Benton, Edwards of Alleghany, Fouts, Harris, Burt, Kellum, Kluttz, McGowan, McLaughlin, Pearsall, Ross, Rabb, Tonissen, Wooten, Ward, Wallace of Lenoir, Taylor of Stokes, and Hutchins.

*Institutions for the Blind:* Mr. Weeks, Chairman, Messrs. McDougale, Mallonee, Sikes, Whitener, Worthington, Horner of Granville, Pritchett of Caldwell, Stoney, Gibbs, Garrett, Gobble, Kearney, Poole, Pritchett of Bertie, Senter, Underwood, Withrow, and Honeycutt.

*Deaf and Dumb:* Mr. Garrett, Chairman, Messrs. Rudisill, Rogers of Macon, Sikes, Stoney, Horner of Granville, Pritchett of Caldwell, Ellenor, Horner of Lee, Boswood, Paschal, Penland, Rogers of Polk, Sellars, Winkler, and Hutchins.

*Insurance:* Mr. Dobson, Chairman, Messrs. Pickens, Kluttz, Caveness, Allen, Arch T., Bost, Carlyle, Fulghum, Garrett, Gibbs, Horner of Granville, Horner of Lee, Jarvis, Pollard, Pritchett of Caldwell, Stoney, Taylor of Wayne, Umstead, Winkler, Allsbrook, Kellum, Blalock, Stone, Burgin, Gobble, Ross, Sikes, Sellars, Tonissen, Uzzell, Wallace of Lenoir, Taylor of Stokes, and Hughes of Mitchell.

*Journal:* Mr. Burns, Chairman, Messrs. Pritchett of Bertie, Horner of Granville, Moore of Davie, Darden, Edwards of Beaufort, Edwards of Greene, Gibbs, Burt, Boswood, Richardson, Sherrill, Uzzell, and Story.

*Judiciary No. 1:* Mr. Halstead, Chairman, Messrs. Jarvis, Allen, Arch T., Austin, Bryant, Bridger, Caveness, Carlyle, Darden, Edwards of Swain, Garrett, Kerr, LeGrand, McDougale, Pearsall, Stoney, Weeks, Ward, Mallonee, Merritt, Fouts, Watkins, Pollard, Hughes of Davidson, and Bost.

*Judiciary No. 2:* Mr. Pickens, Chairman, Messrs. Abernathy of Nash, Allsbrook, Burns, Cook, Davis of Hyde, Griffin, Moore of Jackson, McLaughlin, Moore of Guilford, Hatch, Pritchett of Caldwell, Pritchett of Bertie, Taylor of Wayne, Moore of Wilson, Uzzell, Whitener, Ruark, Richardson, Worthington, Wallace of Lenoir, Ramsey, Wallace of Johnston, and Story.

*Manufactures and Labor:* Mr. McEachern, Chairman, Messrs. Vogler, Burgin, Dobson, Burt, Brown, Bridger, Caveness, Gass, Garrett, Merritt, Rogers of Polk, Rudisill, Sikes, Taylor of Wayne, Worthington, Everett, Burns, Blalock, Stone, Bryant, Crawford, Gobble, Harris, McDougale, Davis of Dare, Palmer, Jarvis, Quinn, Pearsall, Penland, Ross, Sherrill, Sellars, Taylor of Stokes, Moore of Jackson, Austin, and Pitman of Avery.

*Military Affairs:* Mr. Davis of Dare, Chairman, Messrs. Kearney, Benton, Delamar, Gibbs, Burt, LeGrand, McGowan, Morris, Moore of Jackson, Poole, Stoney, Sherrill, Tonissen, Umstead, Wallace of Lenoir, Abernathy of Lincoln, Allsbrook, Bridger, Burgin, Burns, Cohoon, Edwards of Alleghany, Edwards of Swain, Fouts, Horner of Lee, Reynolds, Rogers of Polk, and Honeycutt.

*Oysters:* Mr. Underwood, Chairman, Messrs. Davis of Dare, Davis of Hyde, Delamar, Ruark, Morris, Benton, Ellenor, Edwards of Greene, Hatch, Burt, Kellum, Kearney, Quinn, Senter, Edwards of Beaufort, Halstead, Gibbs, Ward, Banks, Griffin, LeGrand, Williams, Cohoon, Darden, and Hughes of Mitchell.

*Penal Institutions:* Mr. Horner of Granville, Chairman, Messrs. Bridger, Blalock, Crawford, Davis of Dare, Everett, Abernathy of Nash, Ellenor, Gass, Johnson, Gibbs, Hughes of Davidson, Mallonee, Kellum, Merritt, Wooten, Poole, Quinn, Rogers of Macon, Sellars, Sikes, Ross, Sherrill, Moore of Scot-

land, Stone, Pritchett of Caldwell, Stoney, Allen, J. Leroy, Abernethy of Lincoln, McEachern, McGowan, Fouts, and Hutchins.

*Committee on Pensions:* Mr. Boswood, Chairman, Messrs. Brown, Palmer, Woods, Moore of Davie, Darden, Everett, Fouts, Galloway, Moore of Scotland, Rabb, Sellars, Thurston, Underwood, Worthington, Wallace of Johnson and Honeycutt.

*Propositions and Grievances:* Mr. Quinn, Chairman, Messrs. Gass, Crawford, Mallonee, Moore of Wilson, Penland, Rogers of Macon, Rabb, Senter, Sellars, Gibbs, Blalock, Reynolds, Bost, Woods, Sikes, Whitener, Underwood, Banks, Withrow, Moore of Scotland, Richardson, Moore of Davie, and Hughes of Mitchell.

*Public Utilities:* Mr. Pollard, Chairman, Messrs. Bost, Allen, Arch T., Boswood, Caveness, Cook, Edwards of Swain, Horner of Granville, Horner of Lee, Kerr, Morris, Penland, Rogers of Polk, Fulghum, McGowan, Fouts, Carlyle, Kluttz, McDougale, Pickens, Rudisill, Umstead, Ward, Williams, and Honeycutt.

*Public Welfare:* Mr. Gass, Chairman, Messrs. Crawford, Austin, Brown, Burgin, Carlyle, Dobson, Abernathy of Nash, Davis of Dare, Gobble, Horner of Granville, Hughes of Davidson, Moore of Davie, Moore of Wilson, Palmer, Pitman of Robeson, Rogers of Macon, Sherrill, Stoney, Thurston, Wallace of Lenoir, Woods, Wooten, Fulghum, Rudisill, Fouts, Griffin, Harris, Johnson, Burt, Sikes, Underwood, Vogler, Weeks, Taylor of Stokes, and Hutchins.

*Roads:* Mr. Stone, Chairman, Messrs. Carlyle, Blalock, Bost, Bridger, Brown, Campen, Caveness, Crawford, Davis of Dare, Darden, Everett, Edwards of Beaufort, Edwards of Swain, Ellenor, Cohoon, Galloway, Gass, Horner of Granville, Hughes of Davidson, Harris, Hatch, Johnson, Kluttz, Kearney, Kellum, Kerr, McGowan, Moore of Wilson, Mallonee, Merritt, Palmer, Pearsall, Quinn, Ruark, Rogers of Macon, Reynolds, Stoney, Tonissen, Underwood, Uzzell, Wallace of Johnston, Williams, Withrow, Watkins, Winkler, Wooten, Ward, Pollard, Burns, Fouts, Sellars, Hutchins, and Boswood.

*Rules:* Mr. Bridger, Chairman, Messrs. Davis of Dare, Abernethy of Lincoln, Austin, Blalock, Crawford, Edwards of Beaufort, Gass, Harris, Horner of Granville, Kerr, Kluttz, Moore of Scotland, Palmer, Pearsall, Penland, Pitman of Robeson, Pollard, Quinn, Ross, Rudisill, Sellars, Sikes, Stoney, Watkins, and Pitman of Avery.

*Salaries and Fees:* Mr. Edwards of Beaufort, Chairman, Messrs. Brown, Burt, Caveness, Davis of Hyde, Galloway, Mallonee, Pritchett of Caldwell, Worthington, Stone, Allen, J. Leroy, Burgin, Ellenor, McGowan, McLaughlin, Moore of Jackson, Pollard, Rogers of Macon, Sherrill, Thurston, Winkler, Taylor of Stokes, and Norman.

*Senatorial Districts:* Mr. Austin, Chairman, Messrs. Abernethy of Lincoln, Bost, Abernathy of Nash, Davis of Dare, Everett, Galloway, Garrett, Kluttz, LeGrand, Merritt, Kerr, Pickens, Palmer, Ramsay, Rabb, Reynolds, Taylor of Wayne, Underwood, Wallace of Johnston, Williams, Woods, Pollard, Blalock, Stoney, Hughes of Davidson, Carlyle, Rudisill, McEachern, Tonissen, Bridger, Dobson, Hatch, Pritchett of Caldwell, Moore of Davie, and Honeycutt.

*Unemployment Compensation:* Mr. Abernathy of Nash, Chairman, Messrs. LeGrand, Blalock, Brown, Bost, Bridger, Galloway, Gobble, Horner of Granville, Hatch, Palmer, Allsbrook, Burgin, Bryant, Dobson, Gass, Kerr, Moore of Wilson, Pritchett of Caldwell, Richardson, Uzzell, Withrow, Caveness, Davis of Dare, Mallonee, Paschal, Poole, Stoney, McDougale, Ward, Watkins, Williams,



Wooten, Horner of Lee, Hughes of Davidson, McLaughlin, Norman, and Wallace.

*Enrolled Bills:* Mr. Penland, Chairman, Messrs. Burgin, Dobson, Edwards of Alleghany, Edwards of Beaufort, Fulghum, Galloway, Banks, Moore of Guilford, Thurston, Reynolds, Hughes of Davidson, Kearney, Underwood, Horner of Lee, Brown, Cohoon, and Norman.

*Justices of the Peace:* Mr. Withrow, Chairman, Messrs. Watkins, Moore of Davie, Davis of Hyde, Delamar, Edwards of Alleghany, Ellenor, Edwards of Greene, Fulghum, Griffin, Banks, Boswood, Mallonee, Rabb, Senter, Pritchett of Bertie, Reynolds, Gibbs, Campen, Sikes, Hughes of Davidson, Kearney, Caveness, Palmer, Banks, Burt, McGowan, Kluttz, Fouts, and Honeycutt.

*Library:* Mr. Williams, Chairman, Messrs. Crawford, Dobson, Allen, Arch T., Fulghum, Fouts, Horner of Lee, Moore of Wilson, McLaughlin, Moore of Guilford, Richardson, Reynolds, Rogers of Polk, Thurston, Watkins, Benton, Blalock, Bryant, Burns, Campen, Carlyle, Darden, Edwards of Swain, Everett, Halstead, Harris, Mallonee, Pearsall, Quinn, Pritchett of Bertie, Ramsay, and Story.

*Printing:* Mr. Moore of Scotland, Chairman, Messrs. Dobson, Everett, Galloway, Horner of Lee, Ross, Senter, Withrow, Allen, J. Leroy, Banks, Brown, Campen, Cohoon, Delamar, Fulghum, Gobble, Kluttz, Palmer, Reynolds, Sikes, Winkler, and Norman.

*Public Buildings and Grounds:* Mr. Blalock, Chairman, Messrs. Carlyle, Cook, Darden, Gass, Harris, Johnson, Burt, Boswood, Kearney, McEachern, Quinn, Pollard, Pearsall, Pickens, Tonissen, Uzzell, Vogler, Ward, Thurston, Ruark, Reynolds, Stoney, Watkins, Wallace of Lenoir, Griffin, Umstead, Allen, J. Leroy, Kluttz, Taylor of Wayne, and Pitman of Avery.

*Trustees of the University:* Mr. Wallace of Johnston, Chairman, Messrs. Austin, Allen, Arch T., Bryant, Bridger, Caveness, Cook, Everett, Abernethy of Lincoln, Gibbs, Horner of Granville, Horner of Lee, Hatch, Kluttz, LeGrand, Moore of Wilson, Merritt, Moore of Guilford, Kerr, Paschal, Pearsall, Ross, Pritchett of Caldwell, Palmer, Poole, Quinn, Rudisill, Ramsay, Taylor of Wayne, Umstead, Vogler, Wallace of Lenoir, Edwards of Beaufort, Allsbrook, Moore of Jackson, and Story.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Benton: H. B. 6, a bill to be entitled An act to provide for the allocation of delinquent taxes collected by Perquimans County.

Referred to Committee on Finance.

By Mr. Austin: H. B. 7, a bill to be entitled An act to apportion the members of the House of Representatives among the several counties of the State.

Referred to Committee on Senatorial Districts.

By Mr. Senter: H. B. 8, a bill to be entitled An act to amend Chapter 494 of the Public Local Laws of 1939 relating to the term of office of certain officers of Harnett County.

Referred to Committee on Judiciary No. 1.

And

H. B. 9, a bill to be entitled An act to repeal Chapter 544, Public Local Laws of 1937, relating to the manufacture and sale of beer and wine within two and one-half miles of certain churches in Harnett County.

Referred to Committee on Finance.

By Messrs. Jarvis and Allen, Arch T.: H. B. 10, a bill to be entitled An act to divide North Carolina into twelve Congressional Districts.

Referred to Committee on Congressional Districts.

On motion of Mr. McEachern, the House adjourns until 12 o'clock noon, tomorrow.

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## SIXTH DAY

HOUSE OF REPRESENTATIVES,  
TUESDAY, January 14, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Without objections, the reading of the House Journal of yesterday is dispensed with and the same stands approved as written.

Courtesies of the floor are extended to Honorable Josephus Daniels, United States Ambassador to Mexico.

On motion of Mr. Ward, the House rules are suspended to permit Honorable J. R. Davis, former member of the House of Representatives from Cleveland County to make a short address and to present to Mr. Speaker Mull a hand-wrought gavel made of Cleveland County historical wood.

On motion of Mr. Ward, Betty "Bunny" Uzzell, daughter of Representative Uzzell of Rowan County, is made an Honorary Page of the House.

Leave of absence is granted to Mr. Pitman of Robeson County.

### MESSAGE FROM THE GOVERNOR

A message is received from the Governor transmitting the Budget Revenue Bill and the Budget Appropriation Bill, which message is read to the House and ordered spread on the Journal.

A copy of the message is referred to the Committee on Finance.

### SPECIAL MESSAGE FROM THE GOVERNOR

#### BUDGET MESSAGE

*Mr. President, Mr. Speaker and members of the General Assembly:*

I have the honor herewith to submit for your consideration and attention the budget of the State of North Carolina, as required by the Executive Budget Act, for the biennium beginning July 1, 1941. Also I transmit herewith the Budget Revenue Bill and the Budget Appropriation Bill, printed and submitted as required by law. There is not being transmitted any budget machinery bill for the reason, as will appear from the report of the Advisory Budget Commission, that no changes are recommended in the machinery act by the Commission. Accordingly, the machinery act of 1939, which was enacted as a permanent or continuing machinery act, would continue as the machinery act for the ensuing biennium, under the recommendations of the Advisory



Budget Commission, unless the General Assembly in its discretion should see fit to amend the same.

This budget report is the result of the painstaking, efficient and intelligent efforts of the Director of the Budget and his assistants, and the Advisory Budget Commission, all of whom have labored diligently and earnestly, with no thought except the public interest. The Advisory Commission whose report is herewith transmitted is composed of eminent and experienced men who have served the State of North Carolina through many years with conspicuous ability. My distinguished predecessor, the Honorable Clyde R. Hoey, as Governor and ex officio director of the budget, has signed this report and fully concurs in its provisions and recommendations. The report represents the unanimous action of the entire membership of the Advisory Budget Commission. As such it will deserve and receive at your hands the most considerate attention.

The General Assembly of 1939 departed from precedent to the extent of designating and enacting the revenue bill of 1939 as a continuing or permanent revenue act. In my opinion this was a wise departure. It was welcomed by business and industry as well as by the citizenship generally of the State. While such action, of course, is not binding on this General Assembly, it is believed that the interest of the State will be served by a close adherence to the purposes and provisions of such continuing revenue act. It will be observed that the budget revenue bill reported and recommended by the Advisory Budget Commission does not contain any provision for the levy of new or additional tax on business or industry or individuals in this state. Certain administrative and procedural amendments are recommended, but no additional or new levies are provided. I heartily commend such action and recommendation on the part of the Commission. I do not recommend the levying of any new or additional taxes by this General Assembly. Upon the basis of very careful and in my opinion accurate estimates of expected revenue for the ensuing biennium it will be possible to provide for all of the appropriations set forth in the budget appropriation bill without the levying of any additional or new taxes.

I call particularly to the attention of the General Assembly two recommendations of the Advisory Budget Commission, these being the provision for retirement of public school-teachers and other State employees and the recommendation that essential food for home consumption be exempted from the sales tax. The appropriation with respect to the retirement act is included in the budget appropriation bill; and the provision for exemption of essential food for home consumption from the sales tax is included in the budget revenue act as an amendment to the existing exemption section. In my campaign for the nomination and election as Governor of North Carolina I definitely endorsed and committed myself to these two proposals. I am gratified that they come to you not only as my recommendations but with the unanimous approval of the Advisory Budget Commission, concurred in by my distinguished predecessor, Governor Hoey. I earnestly urge upon the General Assembly that these recommendations be accepted and enacted into law at this session. It is my considered opinion, supported by the estimates of the Commissioner of Revenue and by the judgment of the Advisory Budget Commission, that these provisions can be taken care of out of reasonably anticipated revenue during

the next biennium on the basis of taxes levied in the 1939 act and without additional or new taxes.

It is noted that the Advisory Budget Commission recommends and has made provision for a contingent transfer of \$2,203,907 from the highway funds to the general fund for the second year of the biennium. It is reasonably believed that apart from some unexpected emergency, no recourse will have to be made to such fund and such contingent transfer will not in fact have to be made. In this connection it is recalled that the budget commission of 1939 recommended such a contingent transfer of two million dollars for the then current fiscal year and two and one-half million dollars for each year of the ensuing biennium, making a total contingent transfer in the sum of seven million dollars. Fortunately, not a dollar of this money thus contingently transferred was ever in fact transferred or used for general fund purposes. The present Advisory Budget Commission has only recommended a contingent transfer of \$2,203,907, and this only for the second year of the next biennium. I am confident, upon estimates which may reasonably be relied upon, that if this contingent transfer as thus recommended by the Budget Commission should be approved by the General Assembly we would in all probability never have to resort to the fund thus contingently transferred, and the entire amount of this fund would in fact be available for highway purposes. Whether it is wise or necessary in these times of unusual problems and difficulties to provide for such contingent transfer as a margin of safety and as a protection to the credit of the State as unanimously recommended by the Budget Commission is a matter for the General Assembly in its wisdom to decide.

On every hand there are indications of good business for the coming months and for the next biennium. Current revenue collections are gratifying, and there is every reasonable prospect that such will continue. It is upon the basis of such reasonable expectations that the Advisory Budget Commission has been able to recommend substantial additional appropriations, including teacher and employee retirement, and large additions to the public school fund and other additions without the necessity for any additional tax levy. I desire to call this fact seriously to the attention of the General Assembly. It would in my opinion be extremely unwise for the General Assembly to presume further upon expectations of good business. The Advisory Budget Commission has already gone as far in this direction as prudence would dictate. To go further in the way of additional appropriations would in my opinion make it mandatory upon the General Assembly either to strike out some of the appropriations already recommended in the budget report or to levy new and additional taxes. I believe that either course would be unwise.

This report of the Advisory Budget Commission and the accompanying revenue and appropriation bills are in keeping with the requirements and the spirit of the budget act of North Carolina. Upon this act has been founded the sterling credit of the State of North Carolina. Under no circumstances must we depart from the sound principles of a balanced budget.

Respectfully submitted,

J. MELVILLE BROUGHTON,  
*Governor.*

This January 14, 1941.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bryant: H. B. 11, a bill to be entitled An act to amend and supplement the Revenue Act of 1939, Chapter 158 of 1939.

Referred to Committee on Finance.

By Mr. Stoney: H. B. 12, a bill to be entitled An act to create the office of Tax Collector for the County of Burke.

Referred to Committee on Finance.

By Mr. Kerr: H. B. 13, a bill to be entitled An act to make appropriations for the maintenance of the State's Departments, Bureaus, Institutions and Agencies and for other purposes.

Referred to Committee on Appropriations.

By Messrs. Vogler, Allen, Arch T., Jarvis, Pickens, Worthington, Reynolds, Blalock, Pritchett of Bertie, Moore of Wilson, Moore of Scotland, Halstead, Quinn, Gass, Ellenor, LeGrand, Morris, Williams, Underwood, Horner, Abernathy of Nash, Carlyle, Garrett, Withrow, Delamar, Watkins, Sellars, Thurston, Austin, Ruark, Stoney, Gibbs, Woods, Merritt, Mallonee, Campen, Penland, Hughes, Weeks, Kearney, Sherrill, Caveness, Moore of Guilford, Allsbrook, Senter, Davis of Hyde, Wallace of Johnston, McLaughlin, Abernethy of Lincoln, Griffin, Rabb, McDougale, Tonissen, McGowan, Harris, Kellum, Brown, Johnson, Edwards of Swain, Allen, J. Leroy, Winkler and Cohoon: H. B. 14, a bill to be entitled An act to amend Chapter 158 of the Public Laws of 1939, Page 322, Article 5, Schedule E., Section 406, Item (i), relating to the exemption of foods from the general provisions of the North Carolina Sales Tax.

Referred to Committee on Finance.

By Mr. McLaughlin: H. B. 15, a bill to be entitled An act to amend Section 1884 of the Consolidated Statutes of North Carolina, Volume 1, 1919, relating to fish and fisheries.

Referred to the Committee on Game.

By Mr. Umstead: H. B. 16, a bill to be entitled An act to authorize the Town of Chapel Hill to issue funding bonds.

Referred to Committee on Finance.

And

H. B. 17, a bill to be entitled An act to regulate the fees of jurors in the Municipal Court of the Town of Chapel Hill.

Referred to Committee on Salaries and Fees.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 7, a joint resolution expressing sympathy and respect for Honorable Herman Scott on account of the death of his father.

On motion of Mr. Allen, Arch T., the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

## ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 2. Joint Resolution relative to the inauguration of Governor-elect and other State Officers.

S. R. 3. A Joint Resolution informing His Excellency, the Governor, that the General Assembly is ready to proceed with public business.

S. R. 4. A Joint Resolution endorsing and approving the recommendations of the President of the United States, Franklin Delano Roosevelt, advocating preparedness for National Defense and aid to Great Britain and other Democracies, and pledging the support of the State of North Carolina.

H. B. 1. An Act to authorize and permit the City of Wilmington and New Hanover County jointly to provide, establish and maintain recreation centers and other recreational facilities and activities.

H. R. 3. A Joint Resolution providing for the meeting of the General Assembly at Chapel Hill on January thirtieth, 1941.

On motion of Mr. Ward the House adjourns and will meet at 12 o'clock noon, tomorrow.

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SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
WEDNESDAY, January 15, 1941.

The House meets pursuant to adjournment with Mr. Speaker Mull presiding.  
Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct and the same stands approved.

On motion of Mr. McLaughlin, House Bill No. 15, a bill to be entitled An act to amend Section 1884 of the Consolidated Statutes of North Carolina, Volume 1919, relating to fish and fisheries, is recalled from the Committee on Game and recommitted to the Committee on Commercial Fisheries.

The Speaker announces the following addition and change in Committee appointments:

Enrolled Bills—Mr. McEachern.

Palmer—Transferred from Finance Committee to Appropriations Committee.

## SPECIAL REPORT OF THE RULES COMMITTEE

HOUSE OF REPRESENTATIVES,  
January 15, 1941.

*Mr. Speaker:*

Your Committee on Rules, having met on yesterday, finds and respectfully recommends that Rules of the House be amended as follows:



1. That Rule 43, Standing Committees, be amended by adding after "Public Welfare" and before "Roads" a new Committee to be known as "Recodification."

2. We recommend that the above amendment be adopted.

Respectfully,

J. A. BRIDGER, *Chairman*  
Committee on Rules.

On motion of Mr. Bridger the report is adopted.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Moore of Guilford: H. B. 18, a bill to be entitled An act to amend Chapter 94 of the Public Laws of 1927 relating to arbitration and award.

Referred to Committee on Judiciary No. 2.

By Messrs. Tonissen, Vogler, and McDougle: H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of Union bus stations.

Referred to Committee on Judiciary No. 1.

By Messrs. Poole and Gass: H. B. 20, a bill to be entitled An act to appropriate fifty thousand dollars for each year of the biennium 1941-1943 to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese Beetle might be controlled in this State, thereby preventing the State being placed under quarantine by the Federal Government.

Referred to Committee on Agriculture.

By Mr. Pritchett of Caldwell: H. B. 21, a bill to be entitled An act to amend Section 1443 of Volume 3 of the Consolidated Statutes providing additional terms of court for Caldwell County.

Referred to Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

- S. B. 16, a bill to be entitled An act to appoint Glenn West to the Board of Education of Buncombe County.

On motion of Mr. Jarvis the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Tonissen the House adjourns to meet tomorrow at 12 o'clock noon.

## EIGHTH DAY

HOUSE OF REPRESENTATIVES,

THURSDAY, January 16, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Vogler, Miss Jane Scarborough and Miss Rose Marie Hurst of Charlotte, are made Honorary Pagettes of the House.

The Speaker announces the appointment of the following Committee:

*Committee on Recodification of the Code:* Mr. Wallace of Lenoir, Chairman, Messrs. Pritchett of Bertie, Jarvis, Carlyle, Pickens, Allsbrook, LeGrand, Richardson, Allen, Arch T., Kerr, Uzzell, Taylor of Wayne, Worthington, Pritchett of Caldwell, Pollard and Story.

On motion of Mr. LeGrand, H. B. 5, a bill to be entitled An act to curtail and punish subversive activities, is taken from the Committee on Penal Institutions and recommitted to the Committee on Judiciary No. 2.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Edwards of Swain: H. B. 22, a bill to be entitled An act to clarify the exemption from supervision of municipally owned and operated public utilities.

Referred to Committee on Public Utilities.

By Mr. Weeks: H. B. 23, a bill to be entitled An act to amend Chapter 1, of the Public Laws, Extra Session, 1936, as amended by Chapter 448 of the Public Laws of 1937, relating to the Unemployment Compensation Law.

Referred to Committee on Unemployment Compensation.

And

H. B. 24, a bill to be entitled An act to amend Chapter 52 of the Public Laws of 1935, relating to the uniform driver's license Act.

Referred to Committee on Judiciary No. 1.

By Mr. Rogers of Macon: H. B. 25, a bill to be entitled An act abolishing tax penalties in Macon County.

Referred to Committee on Finance.

By Mr. Burt: H. B. 26, a bill to be entitled An act to prohibit the killing of wild turkeys in Montgomery for a period of five years.

Referred to Committee on Game.

By Mr. Bryant: H. R. 27, joint resolution to authorize and provide for the printing of the Governor's Inaugural address and Budget Message to the General Assembly.

On motion of Mr. Bryant, the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.



## ENROLLED BILLS

Messrs. Penland and Dobson, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 7. A Joint Resolution expressing sympathy and respect for Honorable Herman Scott on account of the death of his father.

S. B. 16. An Act to appoint Glenn West to the Board of Education of Buncombe County.

On motion of Mr. Moore of Scotland the House adjourns to meet tomorrow at 12 o'clock noon.

## NINTH DAY

HOUSE OF REPRESENTATIVES,  
FRIDAY, January 17, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Leave of absence is granted to Messrs. Fouts, Richardson and Weeks.

The Speaker announces the following additional Committee appointments:

Arch T. Allen—Committee on Constitutional Amendments.

Hatch—Committee on Appropriations.

Vogler—Committee on Manufactures and Labor.

McGowan—Appropriations.

Tonissen—Finance.

Griffin—Appropriations.

## HOUSE RESOLUTIONS

Mr. Ellenor sends forward a House Resolution requesting Honorable Thad Eure, Secretary of State, to hold a school of instruction for the members of the House of Representatives, which is adopted by the House.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 4, a bill to be entitled An act to expedite the adjournment of the General Assembly.

The bill is reported without prejudice by the Committee.

On motion of Mr. Halstead the bill is recommitted to Committee on Rules.

H. B. 8, a bill to be entitled An act to amend Chapter 494 of the Public Local Laws of 1939 relating to the terms of office of certain officers of Harnett County.

With a favorable report.

H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of union bus stations.

With a favorable report.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 13, a bill to be entitled An act to amend Chapter 14 of the Private Laws of 1907, and all acts amendatory thereof, extending the boundaries of corporate limits, and consolidating the Charter of the City of Lexington.

On motion of Mr. Hughes the bill is placed on the Calendar.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Pritchett of Bertie and Umstead: H. B. 28, a bill to be entitled An act to extend the school term required by Article IX of the Constitution of North Carolina to embrace a total of 180 days of school.

Referred to Committee on Education.

By Mr. Caveness: H. B. 29, a bill to be entitled An act to curb the activities of loan agencies and to abolish usury in North Carolina, and to be known as Consolidated Statutes, Section 2306, Subsection (a).

Referred to Committee on Judiciary No. 1.

By Mr. Richardson: H. B. 30, a bill to be entitled An act to regulate fees for certain arrest in the Town of Marshville and the Town of Waxhaw in Union County, North Carolina.

Referred to Committee on Salaries and Fees.

And

H. B. 31, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt Union County from certain of the provisions thereof.

Referred to Committee on Judiciary No. 2.

By Messrs. Pollard and Bryant: H. B. 32, a bill to be entitled An act to amend Sections 7661 to 7667, inclusive, of the Consolidated Statutes, as amended, so as to authorize the distribution of state documents and publications to the library of the North Carolina College for Negroes in Durham.

Referred to Committee on Judiciary No. 1.

On motion of Mr. Bryant the House adjourns to meet tomorrow at ten o'clock at which time only Public Local bills will be considered and adjournment will be until Monday night at 8 o'clock.

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TENTH DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, January 18, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Darden, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 8, a bill to be entitled An act to amend Chapter 494 of the Public Local Laws of 1939 relating to the term of office of certain officers of Harnett County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

On motion of Mr. Hatch the House adjourns to meet Monday night at 8 o'clock.

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ELEVENTH DAY

HOUSE OF REPRESENTATIVES,  
MONDAY NIGHT, January 20, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Mr. Stacy Wade of Raleigh, former Secretary of State, and Messrs. J. N. Vann of Hertford County and Martin McCall of Robeson County, former members of the House.

## COMMITTEE APPOINTMENTS

The Speaker announces the following additions to House Committees:

Mr. Halstead—*Committee on Roads*.

Mr. Fulghum—*Committee on Roads*.

Mr. Watkins—*Committee on Education*.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Allen, Arch T.: H. R. 33, a joint resolution authorizing the members of the House and Senate committees on Interstate Coöperation, to attend the Fifth General Assembly of the Council of State Governments in Washington, D. C.

On motion of Mr. Allen, Arch T., the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

Pursuant to the above resolution the Speaker appoints as a Committee on the part of the House, Messrs. Allen, Arch T., McDougale, Carlyle, Wallace of Johnston, and Pritchett of Caldwell to act with a like Committee to be appointed by the Senate, and the Senate is so notified.

By Mr. Cook: H. B. 34, a bill to be entitled An act to permit the governing

body of the City of Fayetteville to resell at private sale, property purchased by it at tax foreclosure sale.

Referred to Committee on Judiciary No. 2.

By Mr. Edwards of Swain: H. B. 35, a bill to be entitled An act to amend Chapter 275 of the Public Local Laws of 1939 relating to the term of office of certain officers of Swain County.

Referred to Committee on Judiciary No. 1.

And

H. B. 36, a bill to be entitled An act to amend Chapter 469 of the Public Local Laws of 1939 relating to the term of office of certain officers of the Town of Bryson City.

Referred to Committee on Judiciary No. 1.

By Mr. Senter: H. B. 37, a bill to be entitled An act to provide for districts in the County of Harnett for the nomination of members of the Board of County Commissioners and members of the County Board of Education.

Referred to Committee on Elections and Election Laws.

By Dr. Thurston: H. B. 38, a bill to be entitled An act for the relief of David Brawley.

Referred to Committee on Pensions.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 18, a bill to be entitled An act to amend Senate Bill No. 13 of Session 1941, amending the Charter of the City of Lexington by further amending said Charter by naming two commissioners and confirmation of agreement with new territory known as Erlanger Village.

On motion of Mr. Hughes of Davidson the bill is placed on the Calendar.

S. B. 20, a bill to be entitled An act to repeal Chapter 28 of the Public Local Laws of 1939 relating to the closing of filling stations and places of business in Northampton County.

Referred to Committee on Propositions and Grievances.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 13, a bill to be entitled An act to amend Chapter 14 of the Private Laws of 1907 and all Acts amendatory thereof, extending the boundaries of corporate limits, and consolidating the Charter of the City of Lexington.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris,



McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Macon, Rogers of Polk, Ross, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Weeks, Whitener, Williams, Winkler, Woods, Wooten and Worthington—97.

Those voting in the negative are: None.

H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of union bus stations.

On motion of Mr. McDougle consideration of the bill is deferred until Wednesday, January 22.

On motion of Mr. Pickens the House adjourns in Honor of the memory of Mr. J. Brewster Grant, former member of the House from Davie County, and will meet tomorrow at 12 o'clock noon.

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## TWELFTH DAY

HOUSE OF REPRESENTATIVES,  
TUESDAY, January 21, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Mr. Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Edwards of Swain, Edith Moore, daughter of Representative Moore of Jackson County, is made an Honorary Pagette of the House.

On motion of Mr. Taylor, Teresa Wohl of Guilford County, is made an Honorary Pagette of the House.

Leave of absence is granted Mr. Benton of Perquimans County.

### COMMITTEE APPOINTMENT

Mr. Speaker Mull announces the following addition to Committee on Appropriations: Mr. Ward.

On motion of Dr. Thurston, H. B. 38, a bill to be entitled An act for the relief of David Brawley, is recalled from the Committee on Pensions and is recommended to the Committee on Appropriations.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Pickens, for the Committee on Judiciary No. 2:

H. B. 34, a bill to be entitled An act to permit the governing body of the City of Fayetteville to re-sell, at private sale, property purchased by it at tax foreclosure sale.

With a favorable report.

H. B. 18, a bill to be entitled An act to amend Chapter 94 of the Public Laws of 1927 relating to arbitration and award.

With an unfavorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Quinn: H. B. 39, a bill to be entitled An act to amend Chapter 64 of the Public Laws of 1939, as amended by Chapter 162 of the Public Laws of 1939 relating to the "Pure Seed Law."

Referred to Committee on Agriculture.

By Mr. Cook: H. B. 40, a bill to be entitled An act extending the term of office of Treasurer-Accountant in Cumberland County.

Referred to Committee on Elections and Election Laws.

By Mr. Underwood: H. B. 41, a bill to be entitled An act to validate certain bonds of the Town of Murfreesboro.

On motion of Mr. Underwood, the bill is placed on the Calendar.

By Mr. Halstead: H. B. 42, a bill to be entitled An act to remit penalties and interest on certain delinquent taxes of Camden County.

Referred to Committee on Judiciary No. 1.

By Mr. Gobble: H. B. 43, a bill to be entitled An act to dispense with the requirement of Consolidated Statutes 3189, Volume I, 1919, that the Holy Gospel be kissed as a part of the administration of an oath.

Referred to Committee on Proposition and Grievances.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 12, a bill to be entitled An act to authorize Board of Commissioners of Davidson County Drainage Districts No. 2, to borrow temporarily until bonds are issued.

Referred to Committee on Drainage.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 13, a bill to be entitled An act to amend Chapter 14 of the Private Laws of 1907, and all Acts amendatory thereto, extending the boundaries of corporate limits, and consolidating the Charter of the City of Lexington.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gobble, Griffin, Halstead, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McGowan, McLaughlin, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen,



Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—97.

Those voting in the negative are: None.

S. B. 18, a bill to be entitled An act to amend Senate Bill No. 13, of Session 1941, amending the Charter of the City of Lexington by further amending said Charter by naming two commissioners and confirmation of agreement with new territory known as Erlanger Village.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gobble, Griffin, Halstead, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McGowan, McLaughlin, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—97.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 27. A Joint Resolution to authorize and provide for the printing of the Governor's Inaugural Address and Budget Message to the General Assembly.

H. R. 33. A Joint Resolution authorizing the members of the House and Senate Committees on Interstate Coöperation to attend the fifth General Assembly of the Council of State Governments in Washington, District of Columbia.

H. B. 2. An Act to reduce the rate of interest from eight to six per cent on certain tax sale certificates issued by Clay County.

On motion of Mr. Ward the House adjourns and will meet tomorrow at 12 o'clock noon.

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#### THIRTEENTH DAY

HOUSE OF REPRESENTATIVES,  
WEDNESDAY, January 22, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Horner of Granville, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. F. H. Brooks, former member of the House from Johnston County, John W. Hodges, former member of the House from Ashe County, C. H. Crabtree, former member of the House from Lee County, and Crayon C. Efird, former member of the House from Stanly County.

Leave of absence is granted to Mr. Everett of Halifax County.

Pursuant to Joint Resolution No. 3, entitled "to provide for meeting of the General Assembly at Chapel Hill, N. C. on January 30, 1941" the Speaker appoints as a Committee on Arrangements Messrs. Umstead, Horner of Lee, and Stoney.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Halstead, for the Committee on Judiciary No. 1:

H. B. 35, a bill to be entitled An act to amend Chapter 275 of the Public Local Laws of 1939 relating to the term of office of certain officers of Swain County.

With a favorable report.

H. B. 36, a bill to be entitled An act to amend Chapter 469 of the Public Local Laws of 1939 relating to the term of office of certain officers of the Town of Bryson City.

With a favorable report.

H. B. 42, a bill to be entitled An act to remit penalties and interest on certain delinquent taxes of Camden County.

With a favorable report.

By Dr. Edwards of Beaufort, for the Committee on Salaries and Fees:

H. B. 17, a bill to be entitled An act to regulate the fees of jurors in the Municipal Court of the Town of Chapel Hill.

With a favorable report.

H. B. 30, a bill to be entitled An act to regulate the fees for certain arrests in the Town of Marshville and the Town of Waxhaw in Union County.

With a favorable report, as amended.

By Mr. Quinn, for the Committee on Propositions and Grievances:

S. B. 20, a bill to be entitled An act to repeal Chapter 28 of the Public Local Laws of 1939 relating to the closing of filling stations and places of business in Northampton County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Weeks: H. B. 44, a bill to be entitled An act to amend Consolidated Statutes 1443, Volume III, 1924, as amended by Chapter 246 of the Public Laws



of 1923, as amended by Chapter 128 of the Public Laws of 1927, relating to the Superior Courts of Edgecombe County.

On motion of Mr. Weeks, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Johnson and Pitman of Robeson: H. B. 45, a bill to be entitled An act to create a Supervisor of Elementary Schools in Robeson County.

Referred to Committee on Education.

And

H. B. 46, a bill to be entitled An act providing that the Board of Education of Robeson County shall consist of five members.

Referred to Committee on Education.

By Mr. Brown: H. B. 47, a bill to be entitled An act to provide for the election of the Judge and Solicitor of the Richmond County Special County Court, to fix the salaries of such officers, and to provide a Clerk for said Court.

Referred to Committee on Judiciary No. 1.

By Messrs. Uzzell and Ramsay: H. B. 48, a bill to be entitled An act to repeal Section 67, Chapter 231, Private Laws of 1927, and to enact a new Section 67, relating to the insertion of a notice of the passage of a new ordinance in some newspaper published in the City of Salisbury.

Referred to Committee on Judiciary No. 2.

By Mr. Horner of Lee: H. B. 49, a bill to be entitled An act to amend Section 1339, Consolidated Statutes of 1919, relating to property of indigent to be sold or rented.

Referred to Committee on Judiciary No. 1.

By Messrs. Penland and Mallonee: H. B. 50, a bill to be entitled An act to permit coöperative electric associations or corporations operating in this State to be extended the same privileges as are now enjoyed by electric membership corporations operating under the North Carolina Rural Electrification Authority, in certain instances and under certain conditions.

Referred to Committee on Public Utilities.

By Mr. Halstead: H. B. 51, a bill to be entitled An act to repeal Chapter 58 of the Public Local Laws of 1929, placing the Sheriff of Camden County on a salary, and to repeal Chapter 74 of the Public Local Laws of 1931, relating to the salary of the Sheriff of Camden County.

Referred to Committee on Salaries and Fees.

By Messrs. Allen, Arch T., Kerr, Bryant, Uzzell, and Hatch: H. B. 52, a bill to be entitled An act to provide Old Age Security for old and incapacitated teachers, and State employees, to provide for the creation of a Retirement Fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this law.

Referred to Committee on Education.

On motion of Mr. Allen, Arch T., two thousand extra copies of the bill are ordered printed.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 32, a bill to be entitled An act to amend Consolidated Statutes 3846 (v) with reference to emergency contracts by the State Highway and Public Works Commission.

Referred to Committee on Roads.

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER,  
January 21, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to House Resolution No. 33 entitled "A Joint Resolution authorizing the members of the House and Senate Committees on Interstate Coöperation to attend the fifth General Assembly of the Council of State Governments in Washington, D. C.," the President has appointed the following committee on the part of the Senate: Senator L. Y. Ballentine, Chairman; Senators: Watson, Whitaker, Rowe, and Hill.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of union bus stations.

On motion of Mr. Vogler, action on the bill is deferred until January 24, 1941.

H. B. 34, a bill to be entitled An act to permit the governing body of the City of Fayetteville to re-sell at private sale, property purchased by it at tax foreclosure sale.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 18, a bill to be entitled An act to amend Senate Bill 13 of Session 1941, amending the Charter of the City of Lexington by further amending said Charter by naming two commissioners and confirmation of agreement with new territory known as Erlanger Village.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jack-



son, Moore of Scotland, Moore of Wilson, Morris, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Wooten, and Worthington—102.

Those voting in the negative are: None.

H. B. 41, a bill to be entitled An act to validate certain bonds of the Town of Murfreesboro.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Wooten, and Worthington—102.

Those voting in the negative are: None.

On motion of Mr. Abernathy of Nash, the House adjourns and will meet at 12 o'clock tomorrow.

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## FOURTEENTH DAY

HOUSE OF REPRESENTATIVES.

THURSDAY, January 23, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. Joseph H. Warren and W. C. Taylor of Caswell County, former members of the General Assembly.

On motion of Mr. Vogler, Master Charles E. Kistler, stepson of Representative Stoney of Burke County, is made an Honorary Page of the House.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Burgin, for the Committee on Agriculture:

H. B. 20, a bill to be entitled An act to appropriate fifty thousand dollars for each year of the biennium 1941-1943 to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese Beetle might be controlled in this State, thereby preventing the State being placed under quarantine by the Federal Government.

With a favorable report.

On motion of Mr. Burgin the bill is recommitted to the Committee on Appropriations.

By Mr. Jarvis, for the Committee on Congressional Districts:

H. B. 10, a bill to be entitled An act to divide North Carolina into twelve Congressional Districts.

With a favorable report.

By Mr. Bryant, for the Committee on Finance:

H. B. 16, a bill to be entitled An act to authorize the Town of Chapel Hill to issue funding bonds.

With a favorable report.

H. B. 6, a bill to be entitled An act to provide for the allocation of delinquent taxes collected by Perquimans County.

With a favorable report, as amended.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Pearsall, Everett, Abernathy of Nash, Weeks, Edwards of Greene, Griffin, Allsbrook, Ellenor, Darden, Harris, Edwards of Beaufort: H. R. 53, a joint resolution designating January 23, to January 31, as Peanut Week in North Carolina.

On motion of Mr. Everett the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

By Mr. Bost: H. B. 54, a bill to be entitled An act to amend Chapter 53, Public Laws, Regular Session, 1937, entitled "An Act to permit women after divorce to resume the use of their maiden name."

Referred to Committee on Judiciary No. 1.

By Messrs. Moore of Guilford, Caveness, Allen, Arch T., Allen, J. Leroy, and Hatch: H. B. 55, a bill to be entitled An act to appropriate money to reimburse certain municipalities for permanent improvements furnished State Institutions situate in said municipalities.

Referred to Committee on Appropriations.

By Messrs. Moore of Guilford and Weeks: H. B. 56, a bill to be entitled An act to amend Section 101, Article X, Chapter 407, Public Laws 1937, making it



unlawful for any person under the influence of intoxicating liquor or narcotic, or other drugs, to drive any vehicle upon the highways of the State.

Referred to Committee on Roads.

By Mr. Moore of Guilford: H. B. 57, a bill to be entitled An act to amend Section 514, Chapter 158, Public Laws 1939, providing for revocation of beer license of one who sells beer to an intoxicated person.

Referred to Committee on Finance.

By Messrs. Morris, LeGrand, Kellum, McGowan, and Ruark: H. B. 58, a bill to be entitled An act to authorize the sheriffs and certain officers of New Hanover, Onslow, Pender and Brunswick counties to make arrests outside of their own counties.

Referred to Committee on Judiciary No. 1.

By Mr. Richardson: H. B. 59, a bill to be entitled An act to amend Chapter 55 of the Public Local Laws of 1933, relating to certain fees in the Recorder's court of Monroe and Union counties.

Referred to Committee on Salaries and Fees.

By Mr. Edwards of Greene: H. B. 60, a bill to be entitled An act to extend the term of office of the Treasurer of the County of Greene.

Referred to Committee on Salaries and Fees.

By Mr. Harris: H. B. 61, a bill to be entitled An act to repeal Chapter 82, Private Laws of 1929, relating to the Charter of the Town of Margarettsville in Northampton County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Garrett: H. B. 62, a bill to be entitled An act providing for the purchase of pocket editions of New Testaments to be given to Selective Service Draftees from this State who are inducted into the armed forces of the United States.

Referred to Committee on Military Affairs.

By Mr. Uzzell: H. B. 63, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, prohibiting the towing of motor vehicles over the highways of this State except in certain instances.

Referred to Committee on Roads.

By Mr. Taylor of Wayne: H. B. 64, a bill to be entitled An act to provide for special judges in North Carolina.

Referred to Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 39, a bill to be entitled An act designating January 23 to January 31 as Peanut Week in North Carolina.

On motion of Mr. Pearsall the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 17, a bill to be entitled An act to regulate the fees of jurors in the Municipal Court of the Town of Chapel Hill.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 30, a bill to be entitled An act to regulate fees for certain arrests in the Town of Marshville and the Town of Waxhaw in Union County, North Carolina.

On motion of Mr. Richardson the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered engrossed and sent to the Senate.

H. B. 35, a bill to be entitled An act to amend Chapter 275 of the Public Local Laws of 1939, relating to the term of office of certain officers of Swain County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 36, a bill to be entitled An act to amend Chapter 469 of the Public Local Laws of 1939, relating to the term of office of certain officers of the Town of Bryson City.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 42, a bill to be entitled An act to remit penalties and interest on certain delinquent taxes of Camden County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 20, a bill to be entitled An act to repeal Chapter 28 of the Public Local Laws of 1939, relating to the closing of filling stations and places of business in Northampton County.

Passes its second and third readings, and is ordered enrolled.

H. B. 41, a bill to be entitled An act to validate certain bonds of the Town of Murfreesboro.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Sherrill, Sikes, Stone, Stoney,



Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

On motion of Mr. Umstead the House adjourns, and will meet tomorrow at 11 A.M.

## FIFTEENTH DAY

HOUSE OF REPRESENTATIVES,  
FRIDAY, January 24, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Mr. Alphonso Jordan, Chaplain of the House.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

On motion of Mr. Ward, twin daughters of Honorable Cutlar Moore of Robeson County, Misses Ruth Norment and Mary Corbett Moore, are made Honorary Pagettes of the House of Representatives.

On motion of Mr. Jarvis, Carroll Pickens Rogers, III, and Baxter Morgan Haynes, Jr., grandsons of Representative Rogers of Polk County, are made Honorary Pages of the House of Representatives.

On motion of Mr. Pitman, Charles and Catherine Johnson, son and daughter of Representative Johnson of Robeson County are made Honorary Page and Honorary Pagette of the House.

Leave of absence is granted Dr. Thurston of Alexander County, and to Mr. McLaughlin of Iredell County.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Stone, for the Committee on Roads.

S. B. 32, a bill to be entitled An act to amend Consolidated Statutes 3846 (v) with reference to emergency contracts by the State Highway and Public Works Commission.

With a favorable report.

By Mr. Bryant, for the Committee on Finance.

H. B. 57, a bill to be entitled An act to amend Section 514, Chapter 158, Public Laws 1939, providing for revocation of beer license of one who sells beer to an intoxicated person.

With a favorable report.

H. B. 25, a bill to be entitled An act abolishing tax penalties in Macon County.

With a favorable report, as amended.

H. B. 9, a bill to be entitled An act to repeal Chapter 544, Public Local Laws of 1937, relating to the manufacture and sale of beer and wine within two and one-half miles of certain churches in Harnett County.

With unfavorable report as to bill, favorable report as to Committee substitute.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 32, a bill to be entitled An act to amend Sections 7661 to 7667, inclusive, of the Consolidated Statutes, as amended, so as to authorize the distribution of State Documents and publications to the Library of the North Carolina College for Negroes in Durham.

With a favorable report.

H. B. 58, a bill to be entitled An act to authorize the Sheriffs and certain officers of New Hanover, Onslow, Pender and Brunswick counties to make arrests outside of their own counties.

With a favorable report.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 45, a bill to be entitled An act to create a Supervisor of Elementary Schools in Robeson County.

With a favorable report.

H. B. 46, a bill to be entitled An act providing that the Board of Education of Robeson County shall consist of five members.

With a favorable report.

By Mr. Edwards of Beaufort, for the Committee on Salaries and Fees.

H. B. 60, a bill to be entitled An act to extend the term of office of the Treasurer of the County of Greene.

With a favorable report.

H. B. 59, a bill to be entitled An act to amend Chapter 55 of the Public Local Laws of 1933, relating to certain fees in the Recorder's Court of Monroe and Union County.

With a favorable report.

H. B. 51, a bill to be entitled An act to repeal Chapter 58 of the Public Local Laws of 1929, placing the Sheriff of Camden County on a salary, and to repeal Chapter 74 of the Public Local Laws of 1931, relating to the salary of the Sheriff of Camden County.

With a favorable report.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed and ask that they be sent to the Senate.

It is so ordered.

H. B. 30, a bill to be entitled An act to regulate fees for certain arrests in the Town of Marshville and the Town of Waxhaw in Union County, North Carolina.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER,  
January 23, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution No. 3, entitled "Joint Resolution providing for a meeting of the General Assembly at Chapel Hill on January 30,



1941" the President has appointed as Committee on Arrangements on the part of the Senate: Senators O'Berry and Brooks.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Sherrill: H. B. 65, a bill to be entitled An act to increase the standard of the public school system of Graham County.

On motion of Mr. Sherrill, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ward: H. B. 66, a bill to be entitled An act to amend Chapter 82, Private Laws of 1899, Chapter 32 and Chapter 64, Private Laws of 1915, relating to the Charter of the City of New Bern, and amendments thereto.

On motion of Mr. Ward, the bill is placed on the Calendar.

By Messrs. Hatch, Allen, Arch T., and Allen, J. Leroy: H. B. 67, a bill to be entitled An act authorizing and empowering the Board of Commissioners of the City of Raleigh to close, abandon, and convey that portion of Devereaux Street in the City of Raleigh as herein described.

Referred to Committee on Judiciary No. 2.

By Mr. Williams: H. B. 68, a bill to be entitled An act to provide State aid for public libraries in North Carolina.

Referred to Committee on Libraries.

And

H. B. 69, a bill to be entitled An act to amend the law relative to the Recorder's Court of Pasquotank County.

Referred to Committee on Courts and Judicial Districts.

And

H. B. 70, a bill to be entitled An act to provide for a new registration of voters in Pasquotank County.

Referred to Committee on Elections and Election Laws.

And

H. B. 71, a bill to be entitled An act to extend the terms of office of the Judge and the Prosecuting Attorney of the Recorder's Court of Pasquotank County from two to four years.

Referred to Committee on Courts and Judicial Districts.

By Mr. Pickens: H. B. 72, a bill to be entitled An act relating to the statute of limitations with regard to the periods prescribed for the commencement of actions.

Referred to Committee on Judiciary No. 2.

By Mr. Richardson: H. B. 73, a bill to be entitled An act to prevent the importation into North Carolina of any hog infected with hog cholera or other contagious or infectious hog disease or which comes from a state or

territory in which hog cholera or other contagious or infectious hog disease is prevalent.

Referred to Committee on Agriculture.

By Mr. Davis of Hyde: H. B. 74, a bill to be entitled An act to amend Chapter 78, Public Laws 1931, as amended by Chapter 227, Public Laws 1935, relative to substitution of trustees in mortgages and deeds of trust.

Referred to Committee on Judiciary No. 2.

By Mr. McDougle: H. B. 75, a bill to be entitled An act to amend the Charter of the Town of Cornelius as contained in Chapter 367 of the Private Laws of 1905, and amendments thereto, relative to the jurisdiction of the Mayor's Court.

Referred to Committee on Counties, Cities and Towns.

By Mr. Burns: H. B. 76, a bill to be entitled An act fixing and defining the term of the agricultural tenancy year in Person County.

Referred to Committee on Agriculture.

And

H. B. 77, a bill to be entitled An act to amend Chapter 23, of the Public Laws of 1929, fixing the time for holding terms of Superior Court in Person County.

Referred to Committee on Courts and Judicial Districts.

By Mr. Pritchett of Bertie: H. B. 78, a bill to be entitled An act to authorize the Board of Commissioners of the Town of Windsor to set up paving assessments heretofore levied and assessed in five annual installments.

Referred to Committee on Finance.

And

H. B. 79, a bill to be entitled An act to fix the salaries of the Mayor and Commissioners of the Town of Windsor.

Referred to Committee on Salaries and Fees.

And

H. B. 80, a bill to be entitled An act to dispense with the filing of an annual account by the Clerk of the Superior Court of Bertie County.

Referred to Committee on Judiciary No. 2.

By Mr. Paschal: H. B. 81, a bill to be entitled An act to validate sales of land for taxes in the County of Chatham or any municipality or other taxing district therein for the years 1938 and 1939.

Referred to Committee on Judiciary No. 2.

By Messrs. Poole and Uzzell: H. B. 82, a bill to be entitled An act to restrict the transportation, by motor vehicle upon the public highways of the State of North Carolina, of gasoline, kerosene or other motor fuel.

Referred to Committee on Public Roads.

By Messrs. Allen, Arch T., and Hatch: H. B. 83, a bill to be entitled An act to amend Chapter 64, Public Laws 1924, extra Session, same being Section 3333 of the Consolidated Statutes, validating certain official deeds omitting seals.

Referred to Committee on Judiciary No. 1.

By Mr. Galloway: H. B. 84, a bill to be entitled An act to repeal Chapter 190, Public Local Laws of 1919, and parts of Chapter 165, Public Local Laws of 1911.

Referred to Committee on Propositions and Grievances.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 6, a bill to be entitled An act to provide for the allocation of delinquent taxes collected by Perquimans County.

On motion of Mr. Bryant, the bill is held over until Monday, January 27.

H. B. 25, a bill to be entitled An act abolishing tax penalties in Macon County.

The Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 32, a bill to be entitled An act to amend Consolidated Statutes 3846 (v) with reference to emergency contracts by the State Highway and Public Works Commission.

An amendment offered by Mr. Stone is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

H. B. 10, a bill to be entitled An act to divide North Carolina into twelve Congressional Districts.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of Union bus stations.

Several amendments are offered.

On motion of Mr. Withrow the bill and amendments are laid on the table.

H. B. 16, a bill to be entitled An act to authorize the Town of Chapel Hill to issue funding bonds.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Sherrill, Sikes, Stone, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

On motion of Mr. Allsbrook, S. B. No. 39, a bill to be entitled An act designating January 23 to January 31, as Peanut Week in North Carolina, is recalled from the Enrolling Office, the vote by which the bill passed its third reading is reconsidered and the bill is laid on the table.

## ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 53. A Joint Resolution designating January 23 to January 31, as Peanut Week in North Carolina.

S. B. 20. An Act to repeal Chapter 28 of the Public Local Laws of 1939, relating to the closing of filling stations and places of business in Northampton County.

On motion of Mr. Bryant, the House adjourns to meet tomorrow at 10 A.M.

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SIXTEENTH DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, January 25, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Story, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The Speaker announces the following addition to Committee Appointments: Mr. Edwards of Alleghany to Committee on Roads.

## ENGROSSED BILLS

Mr. Penland, for the Committee on Engrossed Bills and Resolutions, reports that they have carefully examined the following Engrossed Bills, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 25, a bill to be entitled An act abolishing tax penalties in Macon County.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Fouts: H. B. 85, a bill to be entitled An act to provide a method for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the State-wide Primary Law.

Referred to Committee on Election and Election Laws.

By Mr. Penland: H. B. 86, a bill to be entitled An act regulating the compensation of the Sheriff and Tax Collector of Clay County.

Referred to Committee on Salaries and Fees.

And

H. B. 87, a bill to be entitled An act abolishing tax penalties in Clay County.

On motion of Mr. Penland, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 8, a bill to be entitled An act to divide North Carolina in twelve Congressional Districts.

Referred to Committee on Congressional Districts.

S. B. 29, a bill to be entitled An act to amend Chapter 600 of the Public Local Laws of North Carolina, Session of 1937, by including Pender and Duplin counties under the provisions of the said Chapter relative to agricultural tenancies.

Referred to Committee on Agriculture.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 9, a bill to be entitled An act to repeal Chapter 544 of the Public Local Laws of 1937, relating to the manufacture and sale of beer and wine within two and one-half miles of certain churches in Harnett County.

On motion of Mr. Penland, the Committee Substitute is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 45, a bill to be entitled An act to create a supervisor of elementary schools in Robeson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 46, a bill to be entitled An act providing that the Board of Education of Robeson County shall consist of five members.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 58, a bill to be entitled An act to authorize the sheriffs and certain officers of New Hanover, Onslow, Pender and Brunswick counties to make arrests outside of their own counties.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 59, a bill to be entitled An act to amend Chapter 55 of the Public Local Laws of 1933, relating to certain fees in the Recorder's Court of Monroe and Union County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 60, a bill to be entitled An act to extend the term of office of the Treasurer of the County of Greene.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Mr. Hatch lodges a motion that he will on Monday, January 27, move to reconsider the vote by which H. B. 19, "a bill to be entitled An act to grant the right of eminent domain for the establishment of union bus stations," was laid upon the table.

On motion of Mr. Hatch, the House adjourns and will meet Monday night at 7:30 o'clock.

## SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES,  
MONDAY NIGHT, January 27, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Dr. P. L. Garber of Durham, North Carolina.

Mr. Pritchett of Bertie for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Messrs. Jessie N. Mayo, State Senator from California, a former resident of Beaufort County, and D. Lacy McBryde, former member of the House from Cumberland County.

Leave of absence is granted Mr. Ruark of Brunswick County.

On motion of Mr. McDougale, the vote by which H. B. 19, a bill to be entitled An act "to grant the right of eminent domain for the establishment of union bus stations," was laid on the table is reconsidered, and the bill is re-committed to the Committee on Judiciary No. 1.

On motion of Mr. Jarvis, S. B. 8, a bill to be entitled An act "to divide North Carolina into twelve Congressional Districts," is recalled from the Committee on Congressional Districts and placed on the Calendar.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Pitman of Avery: H. B. 88, a bill to be entitled An act to appoint a school committee for Plumtree Local School District, Avery County.

Referred to Committee on Education.

By Mr. Fouts: H. B. 89, a bill to be entitled An act to appropriate funds for the payment of a judgment in the case of Big Tom Wilson Mount Mitchell Motor Road Company, Incorporated, versus State of North Carolina Department of Conservation and Development.

Referred to Committee on Conservation and Development.

By Mr. Hughes of Davidson: H. B. 90, a bill to be entitled An act to confer civil jurisdiction on the Recorder's Court of Thomasville.

Referred to Committee on Courts and Judicial Districts.

By Mr. Stone: H. B. 91, a bill to be entitled An act to exempt certain trucks engaged in national defense projects from the for hire license.

Referred to Committee on Roads.

By Messrs. Quinn and Taylor of Wayne: H. B. 92, a bill to be entitled An act to amend Consolidated Statutes 2502, Volume I, 1919, to require an additional marriage certificate to be attached to the marriage license now prescribed by law, so as to permit the minister or officer performing the marriage to furnish parties to the marriage contract with certificate of marriage.

Referred to Committee on Judiciary No. 1.

By Mr. Kellum: H. B. 93, a bill to be entitled An act to provide a school for vocational education for children in Onslow County.

Referred to Committee on Education.



## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 17, a bill to be entitled An act relating to the bond of the Tax Collector of Lee County.

Referred to the Committee on Finance.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 6, a bill to be entitled An act to provide for the allocation of delinquent taxes collected by Perquimans County.

On motion of Mr. Benton, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 51, a bill to be entitled An act to repeal Chapter 58 of the Public Local Laws of 1929, placing the Sheriff of Camden County on a salary, and to repeal Chapter 74 of the Public Local Laws of 1931, relating to the salary of the Sheriff of Camden County.

On motion of Mr. Halstead the bill is re-committed to the Committee on Salaries and Fees.

H. B. 32, a bill to be entitled An act to amend Sections 7661 to 7667, inclusive, of the Consolidated Statutes, as amended, so as to authorize the distribution of State documents and publications to the Library of the North Carolina College for Negroes in Durham.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 57, a bill to be entitled An act to amend Section 514, Chapter 158, Public Laws 1939, providing for revocation of beer license of one who sells beer to an intoxicated person.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 66, a bill to be entitled An act to amend Chapter 82, Private Laws of 1899 and Chapter 32 and Chapter 64, Private Laws of 1915, relating to the Charter of the City of New Bern, and amendments thereto.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Burns, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Macon, Rogers of Polk, Ross,

Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 16, a bill to be entitled An act to authorize the Town of Chapel Hill to issue funding bonds.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Burns, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDouggle, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 13. An Act to amend Chapter 14 of the Private Laws of 1907, and all Acts amendatory thereof, extending the boundaries of corporate limits, and consolidating the Charter of the City of Lexington.

S. B. 18. An Act to amend Senate Bill No. 13 of Session 1941, amending the Charter of the City of Lexington by further amending said Charter by naming two commissioners and confirmation of agreement with new territory known as Erlanger Village.

H. B. 8. An Act to amend Chapter 494 of the Public-Local Laws of 1939 relating to the term of office of certain officers of Harnett County.

H. B. 44. An Act to amend Consolidated Statutes 1443, Volume 3, 1924, as amended by Chapter 246 of the Public Laws of 1927, relating to the Superior Courts of Edgecombe County.

On motion of Mr. Allen, Arch T., the House adjourns and will meet tomorrow at 12 o'clock noon.



## EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES,

TUESDAY, January 28, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Pritchett of Bertie, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. W. A. Hunt of Vance County, K. B. Nixon of Lincoln County, Thomas C. Hoyle of Guilford County, G. W. Lee of Johnston County, W. H. Andrews of Wayne County, I. M. Bailey of Wake County, Harold Burke of Wilkes County, and Shelton Roper of Lincoln County, former members of the General Assembly, and to the Honorable Frank Hancock of Granville County, former United States Congressman.

On motion of Mr. Gass, Mary Irving Carlyle and Elizabeth Carlyle, daughters of Representative Carlyle of Forsyth County, are made Honorary Pagettes of the House of Representatives.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Pollard, for the Committee on Public Utilities.

H. B. 50, a bill to be entitled An act to permit coöperative electric associations or corporations operating in this State to be extended the same privileges as are now enjoyed by electric membership corporations operating under the North Carolina Rural Electrification Authority, in certain instances and under certain conditions.

With a favorable report, as amended.

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 31, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt Union County from certain of the provisions thereof.

With a favorable report.

And

H. B. 48, a bill to be entitled An act to repeal Section 67, Chapter 231, Private Laws of 1927, and to enact a new Section 67, relating to the insertion of a notice of the passage of a new ordinance in some newspaper published in the City of Salisbury.

With a favorable report.

And

H. B. 67, a bill to be entitled An act authorizing and empowering the Board of Commissioners of the City of Raleigh to close, abandon, and convey that portion of Devereaux Street in the City of Raleigh as herein described.

With a favorable report.

And

H. B. 72, a bill to be entitled An act relating to the Statute of Limitations with regard to the periods prescribed for the commencement of actions.

With a favorable report, as amended.

And

H. B. 80, a bill to be entitled An act to dispense with the filing of an annual account by the Clerk of the Superior Court of Bertie County.

With a favorable report.

And

H. B. 81, a bill to be entitled An act to validate sales of land for taxes in the County of Chatham or any municipality or other Taxing District therein for the years 1938 and 1939.

With a favorable report.

By Mr. Davis of Dare, for the Committee on Military Affairs.

H. B. 62, a bill to be entitled An act providing for the purchase of pocket editions of New Testaments to be given to selective service draftees from this State who are inducted into the armed forces of the United States.

With a favorable report.

On motion of Mr. Davis of Dare, the bill is re-committed to the Committee on Appropriations.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 6, a bill to be entitled An act to provide for the allocation of delinquent taxes collected by Perquimans County.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 21, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939, relating to the use and operation of State-owned school busses.

Referred to the Committee on Education.

S. B. 30, a bill to be entitled An act to authorize the Board of County Commissioners of Cumberland County to place the assessments of Flea Hill Drainage District on the tax books to be collected by the Tax Collector and to authorize the Board of Drainage Commissioners to issue notes in anticipation of the collection of taxes and borrow money.

Referred to the Committee on Finance.

S. B. 37, a bill to be entitled An act to amend Chapter 325 of the Public Laws of 1939 authorizing the issuance of bonds in the sum of \$600,000 to establish a sanitarium in Eastern North Carolina for the treatment of tuberculosis.

Referred to the Committee on Finance.

S. B. 51, a bill to be entitled An act to repeal Chapter 40 of the Private Laws of 1937, relative to the Pension and Relief Fund for members of the Police and



Fire departments of the city of Greenville, North Carolina, and to provide for the disbursement of accumulated funds.

On motion of Mr. Worthington, the bill is placed on its immediate passage.  
Passed first reading.

Rules suspended.

Passes second and third readings and is ordered enrolled.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Carlyle, Gass, and Gobble: H. B. 94, a bill to be entitled An act to amend Section 7990 of the Consolidated Statutes of North Carolina relative to enforcement of tax liens by actions to foreclose.

Referred to Committee on Judiciary No. 1.

By Mr. Cohoon: H. B. 95, a bill to be entitled An act to require the accounts of county officers of Tyrrell County to be audited annually by certified public accountants.

Referred to Committee on Judiciary No. 2.

By Messrs. Caveness, Pickens, and Moore of Guilford: H. B. 96, a bill to be entitled An act relating to the granting of insurance benefits by fraternal benefit societies on the lives of its members.

Referred to Committee on Insurance.

By Messrs. Taylor of Wayne, Moore of Wilson, and LeGrand: H. B. 97, a bill to be entitled An act to amend the laws relating to the special or emergency judges provided for by Section 1435 (a) of Volume 3 of the Consolidated Statutes.

Referred to Committee on Courts and Judicial Districts.

By Messrs. Abernathy of Nash, Ward, Carlyle, McDougle, Edwards, Jarvis, Allen, Arch T., Pearsall, Taylor of Wayne, Rogers of Polk, Bryant, Pritchett of Caldwell, Pollard, Pritchett of Bertie, Ramsay, Wallace of Johnston, Moore of Guilford, Weeks, Caveness, and LeGrand: H. B. 98, a bill to be entitled An act to amend Section 1421 of the Consolidated Statutes relating to the authority of the Supreme Court to govern by rules of court to practice and procedure in the courts below the Supreme Court.

Referred to Committee on Courts and Judicial Districts.

By Messrs. Vogler, Tonissen, and McDougle: H. B. 99, a bill to be entitled An act to amend Chapter 146 of the Public Laws of 1927, as amended, relating to administration of the fiscal affairs of counties, applicable to Mecklenburg County and City of Charlotte only.

Referred to Committee on Counties, Cities and Towns.

By Mr. Gibbs: H. B. 100, a bill to be entitled An act to amend Chapter 338 of the Public Laws of 1935, relating to plumbing and heating contractors.

Referred to Committee on Judiciary No. 2.

By Messrs. Reynolds, Quinn, Carlyle, Edwards of Swain, Rabb, Moore of Jackson, Winkler, Sherrill, Jarvis, Sellars, Harris, and Ross: H. B. 101, a bill to be entitled An act to amend the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.

Referred to Committee on Propositions and Grievances.

By Mr. Horner of Granville: H. B. 102, a bill to be entitled An act to abolish trials by Jury in the Recorder's Court of Granville County.

Referred to Committee on Judiciary No. 2.

And

H. B. 103, a bill to be entitled An act to regulate the drawing of juries in Granville County.

Referred to Committee on Judiciary No. 2.

By Mr. Richardson: H. B. 104, a bill to be entitled An act to amend Section 2151 of the Consolidated Statutes, relative to guardianship.

Referred to Committee on Judiciary No. 2.

By Mr. Penland: H. B. 105, a bill to be entitled An act to amend Subsection 5, Section 1 of Chapter 408 of the Public Local Laws of 1939, entitled "An act to establish the true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the County's necessary governmental functions," by striking out said Subsection.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 8, a bill to be entitled An act to divide North Carolina into twelve Congressional Districts.

Passes its second and third readings, and is ordered enrolled.

H. B. 66, a bill to be entitled An act to amend Chapter 82 Private Laws of 1899 and Chapter 32 and Chapter 64, Private Laws of 1915, relating to the Charter of the City of New Bern, and amendments thereto.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Pickens, Pitman of Avery, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—100.

Those voting in the negative are: None.

On motion of Mr. Ward, the House adjourns and will meet tomorrow at 12 o'clock noon.



## NINETEENTH DAY

HOUSE OF REPRESENTATIVES,  
WEDNESDAY, January 29, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Pritchett of Bertie for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. F. H. Coffey of Caldwell County and S. R. Hoyle of Moore County, former members of the House of Representatives, and to the Honorable R. A. Doughton of Alleghany County, former Speaker of the House and former Lieutenant Governor of the State of North Carolina.

On motion of Mr. Umstead, Sally McLaughlin, daughter of Representative McLaughlin of Iredell County, is made an Honorary Pagette of the House of Representatives.

On motion of Mr. Halstead, H. B. 51, a bill to be entitled An act to repeal Chapter 58 of the Public Local Laws of 1929, placing the Sheriff of Camden County on a salary, and to repeal Chapter 74 of the Public Local Laws of 1931, relating to the salary of the Sheriff of Camden County, is recalled from the Committee on Salaries and Fees and placed on today's Calendar.

On motion of Mr. Williams, H. B. 71, a bill to be entitled An act to extend the term of office of the Judge and the Prosecuting Attorney of the Recorder's Court of Pasquotank County from two to four years, is recalled from the Committee on Courts and Judicial Districts and placed on today's Calendar.

On motion of Mr. Bryant, H. B. 56, a bill to be entitled An act to amend Section 101, Article X, Chapter 407, Public Laws 1937, making it unlawful for any person under the influence of intoxicating liquor or narcotic or other drugs to drive any vehicle upon the highways of the State, is recalled from the Committee on Roads and recommitted to the Committee on Judiciary No. 1.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Quinn, for the Committee on Propositions and Grievances:

H. B. 84, a bill to be entitled An act to repeal Chapter 190, Public Local Laws of 1919, and parts of Chapter 165, Public Local Laws of 1911.

With a favorable report.

By Mr. Vogler, for the Committee on Counties, Cities and Towns:

H. B. 75, a bill to be entitled An act to amend the Charter of the Town of Cornelius as contained in Chapter 367 of the Private Laws of 1905, and amendments thereto, relative to the jurisdiction of the Mayor's Court.

With a favorable report.

And

H. B. 99, a bill to be entitled An act to amend Chapter 146 of the Public Laws of 1927, as amended, relating to the administration of the fiscal affairs of counties, applicable to Mecklenburg County and City of Charlotte only.

With a favorable report.

And

H. B. 105, a bill to be entitled An act to amend Subsection 5, Section I of Chapter 408, Public Local Laws of 1939, entitled "An act to establish the true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the County's necessary governmental functions," by striking out said Subsection.

With a favorable report.

By Mr. Bryant, for the Committee on Finance:

H. B. 78, a bill to be entitled An act to authorize the Board of Commissioners of the Town of Windsor to set up paving assessments heretofore levied and assessed in five annual installments.

With a favorable report.

And

S. B. 17, a bill to be entitled An act relating to the bond of the Tax Collector of Lee County.

With a favorable report.

And

S. B. 37, a bill to be entitled An act to amend Chapter 325 of the Public Laws of 1939 authorizing the issuance of bonds in the sum of \$600,000 to establish a Sanatorium in Eastern North Carolina for the treatment of tuberculosis.

With a favorable report.

On motion of Mr. Bryant, the bill is recommitted to Committee on Appropriations.

By Mr. Halstead, for the Committee on Judiciary No. 1:

H. B. 47, a bill to be entitled An act to provide for the election of the Judge and Solicitor of the Richmond County Special County Court, to fix the salaries of such officers, and to provide a clerk for said Court.

With a favorable report as amended.

And

H. B. 94, a bill to be entitled An act to amend Section 7990 of the Consolidated Statutes of North Carolina relative to enforcement of tax liens by actions to foreclose.

With a favorable report as amended.

And

H. B. 54, a bill to be entitled An act to amend Chapter 53, Public Laws, Regular Session 1937 entitled "An act to permit women after divorce to resume the use of their maiden name."

With unfavorable report as to bill, favorable as to Committee Substitute.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Pritchett of Bertie: H. R. 106, a joint resolution expressing sympathy upon the death of Francis Donnell Winston, former member of the General Assembly, and appointing a Joint Committee to attend the funeral.



On motion of Mr. Pritchett, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Pursuant to the above resolution the Speaker appoints as a committee on the part of the House Messrs. Pritchett of Caldwell, Pritchett of Bertie, Edwards of Beaufort, Halstead, and Umstead to act with a like committee to be appointed from the Senate, and the Senate is so notified.

By Mr. Stone: H. B. 107, a bill to be entitled An act to amend Subsection 15, Paragraph C of Section 24 of Chapter 145 of the Public Laws of 1931, relating to applications for refund of the road tax on gasoline.

Referred to Committee on Roads.

And

H. B. 108, a bill to be entitled An act to amend Subsection 5 of Section 24 of Chapter 145 of the Public Laws of 1931, relating to the gasoline road tax.

Referred to Committee on Roads.

By Messrs. Morris, Hatch, Allen, Arch T., Hughes of Davidson, Sykes, LeGrand, Ward, Stoney, Uzzell, Caveness, Abernathy of Nash, Umstead, Wallace of Lenoir, Gass, Carlyle, Bost, and McLaughlin: H. B. 109, a bill to be entitled An act to amend Chapter 349 of the Public Laws of 1937, and Chapter 6 of the Public Laws of 1939, relating to the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Appropriations.

By Mr. Cook: H. B. 110, a bill to be entitled An act to place law enforcement officers of Cumberland County under the control and supervision of the Sheriff of said County.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Moore of Guilford, Pickens, and Caveness: H. B. 111, a bill to be entitled An act to amend Section 7, Chapter 100 of the Public Laws of North Carolina, 1927, relating to the powers of sanitary districts.

Referred to Committee on Judiciary No. 2.

By Messrs. Carlyle, Gobble, and Gass: H. B. 112, a bill to be entitled An act to amend Section 1443 of Volume I of the Consolidated Statutes of 1919, as amended, relating to the terms of the Superior Court of Forsyth County.

Referred to Committee on Courts and Judicial Districts.

By Mr. McLaughlin: H. B. 113, a bill to be entitled An act to amend Chapter 253 of the Public Local Laws of North Carolina, 1931, relating to city election for the City of Statesville.

Referred to Committee on Counties, Cities and Towns.

By Mr. Jarvis: H. B. 114, a bill to be entitled An act relating to the abolition of courts inferior to the Superior Courts.

Referred to Committee on Judiciary No. 1.

By Messrs. Allen, Arch T., Allen, J. Leroy, and Hatch: H. B. 115, a bill to be entitled An act to provide for the extension of the Public School System to embrace twelve grades in those school districts requesting the same.

Referred to Committee on Education.

By Messrs. Pickens, Moore of Guilford, and Caveness: H. B. 116, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina relating to the terms of Superior Court for Guilford County.

Referred to Committee on Courts and Judicial Districts.

By Messrs. Rogers of Polk and Fouts: H. B. 117, a bill to be entitled An act to authorize the Department of Conservation and Development to acquire by condemnation such land for State Forests, State Parks and other public developments as may be necessary.

Referred to Committee on Conservation and Development.

By Mr. Bryant: H. B. 118, a bill to be entitled An act to amend Chapter 119 of the Public Laws of 1929, relative to membership on the State Board of Barber Examiners.

Referred to Committee on Manufactures and Labor.

And

H. B. 119, a bill to be entitled An act to exempt gasoline used in public school transportation from all gasoline taxes imposed by the State of North Carolina.

Referred to Committee on Finance.

By Mr. Winkler: H. B. 120, a bill to be entitled An act to amend Section 4, Chapter 358, Public Laws of 1939, which provides for the administration and operation of a uniform system of Public Schools of the State for the term of eight months, in so far as it affects Watauga County.

On motion of Mr. Winkler, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Gibbs: H. B. 121, a bill to be entitled An act to repeal Chapter 71, Private Laws of 1933, relating to the election of the Chief of Police of Morehead City.

Referred to Committee on Elections and Election Laws.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 23, a bill to be entitled An act to amend Consolidated Statutes 1343, Volume I, 1919, relative to the removal of indigent or poor persons to the county of their settlement, and to provide for their care and treatment pending removal.

Referred to Committee on Public Welfare.

S. B. 52, a bill to be entitled An act to repeal Chapter 458 of the Public Local Laws of 1937, pertaining to the Civil Service System for members of the Police and Fire Departments of the City of Greenville, North Carolina.

On motion of Mr. Worthington, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes second and third readings and is ordered enrolled.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 31, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt Union County from certain of the provisions thereof.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 48, a bill to be entitled An act to repeal Section 67, Chapter 231, Private Laws of 1927, and to enact a new Section 67, relating to the insertion of a notice of the passage of a new ordinance in some newspaper published in the City of Salisbury.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 67, a bill to be entitled An act authorizing and empowering the Board of Commissioners of the City of Raleigh to close, abandon, and convey that portion of Devereaux Street in the City of Raleigh as herein described.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 51, a bill to be entitled An act to repeal Chapter 58 of the Public Local Laws of 1929, placing the Sheriff of Camden County on a salary, and to repeal Chapter 74 of the Public Local Laws of 1931, relating to the salary of the Sheriff of Camden County.

An amendment submitted by Mr. Halstead is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 80, a bill to be entitled An act to dispense with the filing of an annual account by the Clerk of the Superior Court of Bertie County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 81, a bill to be entitled An act to validate sales of land for taxes in the County of Chatham or any municipality or other Taxing District therein for the years 1938 and 1939.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 50, a bill to be entitled An act to permit coöperative electric associations or corporations operating in this State to be extended the same privileges as are now enjoyed by electric membership corporations operating under the North Carolina Rural Electrification Authority, in certain instances and under certain conditions.

On motion of Mr. Penland the Committee Amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 72, a bill to be entitled An act relating to the Statute of Limitations with regard to the periods prescribed for the commencement of actions.

On motion of Mr. Pickens the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 71, a bill to be entitled An act to extend the terms of office of the Judge and the Prosecuting Attorney of the Recorder's Court of Pasquotank County from two to four years.

An amendment submitted by Mr. Williams is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

On motion of Mr. Ward, the House adjourns in honor of the memory of the late Francis Donnell Winston, former member of the General Assembly, who died on yesterday, and will meet tomorrow at 11 A.M., in Memorial Hall at Chapel Hill.

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## TWENTIETH DAY

MEMORIAL HALL,  
CHAPEL HILL, NORTH CAROLINA,  
THURSDAY, January 30, 1941.

Pursuant to adjournment on yesterday, and in accordance with House Resolution previously passed providing for the meeting of the General Assembly for one day at Chapel Hill, North Carolina, the House meets at the appointed hour in Memorial Hall at Chapel Hill, North Carolina, and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Pritchett of Bertie, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to the visiting delegation from South America; to the Honorable John J. Parker of Mecklenburg County, Federal Judge, Honorable John H. Kerr of Warren County, member of the United States Congress from the Second District, Honorable A. D. Folger of Surry County, member of the United States Congress from the Fifth District, Honorable O. Max Gardner of Cleveland County, former Governor of the State of North Carolina, Honorable A. H. Graham of Orange County, Honorable W. P. Horton of Chatham County, Honorable R. A. Doughton of Alleghany County, and Honorable R. T. Fountain of Nash County, former Lieutenant Governors of the State of North Carolina, Messrs. Charles A. Jonas of Lincoln County, H. P. Taylor of Anson County, Marvin L. Ritch of Mecklenburg County, and Roland McClamroch of Orange County, former members of the General Assembly.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Williams, for the Committee on Library.

H. B. 68, a bill to be entitled An act to provide State aid for public libraries in North Carolina.

With a favorable report.

On motion of Mr. Williams the bill is recommitted to the Committee on Appropriations.



## ENGROSSED BILLS

Mr. Penland, for the Committee on Engrossed Bills and Resolutions, respectfully reports that they have carefully considered the following engrossed bills, and resolutions and find them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 50, a bill to be entitled An act to permit coöperative electric associations or corporations operating in this State to be extended the same privileges as are now enjoyed by electric membership corporations operating under the North Carolina Rural Electrification Authority, in certain instances and under certain conditions.

H. B. 51, a bill to be entitled An act to repeal Chapter 58 of the Public Local Laws of 1929, placing the Sheriff of Camden County on a salary, and to repeal Chapter 74 of the Public Local Laws of 1931, relating to the salary of the Sheriff of Camden County.

H. B. 71, a bill to be entitled An act to extend the terms of office of the Judge and the Prosecuting Attorney of the Recorder's Court of Pasquotank County from two to four years.

H. B. 72, a bill to be entitled An act relating to the statute of limitations with regard to the periods prescribed for the commencement of actions.

## INTRODUCTION OF BILLS AND RESOLUTIONS

By Mr. Bridger: H. R. 122, joint resolution felicitating His Excellency, Franklin Delano Roosevelt, President of the United States, upon the occasion of his fifty-ninth birthday.

On motion of Mr. Bridger the resolution is placed on its immediate passage.  
Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Umstead: H. R. 123, joint resolution of the House of Representatives of North Carolina, the Senate concurring, inviting John M. Foushee, Governor J. M. Broughton and Dr. Victor Andres Belaunde.

On motion of Mr. Umstead the resolution is placed on its immediate passage.  
Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Pursuant to the above resolution, the Speaker appoints as a Committee of the House, Messrs. Bryant, Brown, and Moore of Wilson, and the Senate is so notified.

By Mr. Hatch: H. B. 124, a bill to be entitled An act to authorize the State Highway Patrolmen to execute warrants issued by Justice of the Peace in any part of the State without the necessity of indorsement.

Referred to Committee on Roads.

By Mr. Blalock: H. B. 125, a bill to be entitled An act to relieve the Clerk of Superior Court of Anson County from refunding commissions charged on fines, penalties and taxes prior to December 1, 1938.

Referred to Committee on Finance.

By Messrs. Morris and Ruark: H. B. 126, a bill to be entitled An act to provide compensation for the death of Rachel Valerie Jones, killed when run over by a school bus in Brunswick County.

Referred to Committee on Appropriations.

By Messrs. Johnson and Pitman of Robeson: H. B. 127, a bill to be entitled An act to place the Prosecuting Attorneys of the Recorders' Courts of Robeson County upon a salary basis, and to amend Chapter 363 of the Public-Local Laws of 1935, relating to the filing of reports by the Clerks of the Recorders' Courts of Robeson County.

Referred to Committee on Salaries and Fees.

By Mr. Brown: H. B. 128, a bill to be entitled An act appointing a judge and solicitor of the special county court of Richmond County.

On motion of Mr. Brown the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Pickens: H. B. 129, a bill to be entitled An act to amend Chapter 144 of the Public-Local Laws of 1937, and all acts amendatory thereof, relating to the City Charter of the City of High Point.

Referred to Committee on Judiciary No. 2.

By Mr. LeGrand: H. B. 130, a bill to be entitled An act to amend Chapter 115 of the Public Laws of 1939 relating to the custody of children of divorced parents in cases where the divorce was granted outside of North Carolina.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 64, joint resolution of the Senate of North Carolina, the House of Representatives concurring, inviting Mayor John M. Foushee, Governor J. M. Broughton and Dr. Victor Andres Belaunde.

On motion of Mr. Umstead the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL MESSAGES

SENATE CHAMBER,

January 29, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution No. 106, entitled, "Joint Resolution expressing sympathy upon the death of Francis Donnell Winston, former member of the General Assembly, and appointing a joint committee to attend the funeral," the President has appointed as a Committee on the part of the Senate, Senators Gay, Horton and Leary.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*



SENATE CHAMBER,

January 30, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to House Resolution No. 123 entitled, "Joint Resolution of the House of Representatives of North Carolina the Senate concurring inviting John M. Foushee, Governor J. M. Broughton and Dr. Victor Andres Belaunde," the President has appointed the following committee on the part of the Senate: Senators O'Berry, Brooks and Sanders.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 54, a bill to be entitled An act to amend Chapter 53, Public Laws, Regular Session 1937, entitled "An Act to permit women after divorce to resume the use of their maiden name."

On motion of Mr. Bost, the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 94, a bill to be entitled An act to amend Section 7990 of the Consolidated Statutes of North Carolina relative to enforcement of tax liens by actions to foreclose.

On motion of Mr. Taylor of Wayne, the Committee amendment is adopted.

On motion of Mr. Taylor of Wayne consideration of the bill is postponed until tomorrow, Friday, January 31.

H. B. 47, a bill to be entitled An act to provide for the election of the Judge and Solicitor of the Richmond County Special County Court, to fix the salaries of such officers, and to provide a clerk for said court.

On motion of Mr. Halstead the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 78, a bill to be entitled An act to authorize the Board of Commissioners of the Town of Windsor to set up paving assessments heretofore levied and assessed in five annual installments.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 84, a bill to be entitled An act to repeal Chapter 190, Public-Local Laws of 1919, and parts of Chapter 165, Public-Local Laws of 1911.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 99, a bill to be entitled An act to amend Chapter 146 of the Public Laws of 1927, as amended, relating to administration of the fiscal affairs of counties; applicable to Mecklenburg County and City of Charlotte only.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 105, a bill to be entitled An act to amend Subsection 5, Section 1 of Chapter 408, Public-Local Laws of 1939, entitled, "An Act to establish the

true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the County's necessary governmental functions," by striking out said subsection.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 17, a bill to be entitled An act relating to the bond of the Tax Collector of Lee County.

Passes its second and third readings, and is ordered enrolled.

H. B. 75, a bill to be entitled An act to amend the Charter of the Town of Cornelius as contained in Chapter 367 of the Private Laws of 1905, and amendments thereto, relative to the jurisdiction of the Mayor's Court.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—114.

Those voting in the negative are: None.

#### JOINT SESSION

Pursuant to resolutions heretofore adopted and passed, the Speaker calls the House to order, and the Sergeant-at-Arms announces the approach of the Senate. That Body, preceded by its officers, comes into the Hall and is assigned seats, Lieutenant Governor Harris at the right of Mr. Speaker Mull, the purpose of the Joint Session being to hear addresses by the Honorable J. M. Broughton, Governor of the State of North Carolina, the Honorable Victor Adres Belaunde, Chairman of the delegation from the South American Republics, and the Honorable John M. Foushee, Mayor of the Town of Chapel Hill.

The Sergeant-at-Arms announces the approach of His Excellency, Governor Broughton, Dr. Victor Andres Belaunde, and the Honorable John M. Foushee, who come into the Hall, escorted by the Committee previously appointed by the Lieutenant Governor and the Speaker, and are assigned seats on the Speaker's Dais.

The President of the Senate presents the Honorable John M. Foushee, Mayor of the Town of Chapel Hill, who delivers an address of welcome.



Mr. Speaker Mull is presented and he introduces Governor Broughton, who delivers an address.

The President of the Senate introduces Dr. Victor Andres Belaunde of Peru, who addresses the Joint Session of the General Assembly.

Mr. Bryant sends forward the following resolution entitled, "A Joint Resolution of the Senate and the House of Representatives of welcome and good will to the representative citizens and students from several South American Republics attending the Inter-American Institute at Chapel Hill."

On motion of Mr. Bryant, the Honorable Esteban Amador of Guayaquil, Ecuador, is called to the Speaker's Dais and reads the resolution in the Spanish language, after which it is translated into English and adopted.

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF WELCOME AND GOOD WILL TO THE REPRESENTATIVE CITIZENS AND STUDENTS FROM SEVERAL SOUTH AMERICAN REPUBLICS ATTENDING THE INTER-AMERICAN INSTITUTE AT CHAPEL HILL.

WHEREAS, The University of North Carolina at Chapel Hill is holding an Inter-American Institute, which is being attended by representative citizens and students from several South American republics,

WHEREAS, this General Assembly is most desirous of publicly expressing the friendship of the State of North Carolina toward their visitors and friends, and,

WHEREAS, this General Assembly is meeting this day at Chapel Hill to express its feeling of sympathy for and approval of the Inter-American Institute: Now, therefore, be it

*Resolved by the House of Representatives, the Senate concurring:*

SECTION 1. That each and every member of the Inter-American Institute receive cordial expression of welcome of the people of North Carolina.

SEC. 2. That each and everyone of our distinguished guests be made the bearer of our sincere sentiment for peace and everlasting friendship among the nations of the Western Hemisphere.

SEC. 3. That this manifestation of the good neighbor policy be the beginning of a series which may develop personal contacts and understanding to strengthen the bonds which now unite the free democracies of the Americas.

SEC. 4. This resolution shall be in full force and effect from and after its adoption.

On motion of Mr. Bryant, the Joint Session dissolves, the House to meet tomorrow at 12 o'clock noon, in the Hall of the House in Raleigh, North Carolina.

## TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES,  
FRIDAY, January 31, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Pritchett of Bertie, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Messrs. F. J. McDuffie of Wilkes County and E. G. Flanagan of Pitt County, former members of the House of Representatives.

On motion of Mr. Umstead, Lillian Sutton Pritchett of Bertie County, daughter of Representative Pritchett, is made an Honorary Page of the House.

Leaves of absence until Monday are granted to Messrs. Vogler, Honeycutt, Rabb, Hughes of Mitchell, Norman, Rogers of Polk, Fulghum, Pritchett of Bertie, Quinn, and Sellars.

Mr. Abernethy of Lincoln is granted an indefinite leave of absence.

## REPORT OF SPECIAL COMMITTEE

The following special committee report is submitted by Messrs. Pritchett of Bertie, Wallace of Johnston, and McDougle:

Your Committee, appointed pursuant to House Resolution No. 33, and under the provisions contained in Chapter 374 of the Public Laws of 1937 to attend the Fifth Assembly of the Council of State governments, respectfully reports as follows:

The Assembly was held at the Mayflower Hotel in Washington, D. C., January 21 to 23 inclusive. All sessions of the Assembly were attended by your committee.

Forty-four states of the United States had delegates in attendance upon the Assembly and the Governors of seventeen states were present for the sessions of the Assembly.

The General Assembly of the Council of State Governments serves as a forum for the interchange of opinion and to promote coöperation among the states for the solution of their common problems.

The greater part of the sessions was devoted to the discussion of two problems, which appear paramount in our Nation today; first, National Defense, and second, the surrender of vast powers to the executive branch of the Government which, in the name of National Defense, may destroy the liberties for the preservation of which National Defense is being built.

A well-rounded program was given dealing with the States' part in National Defense, the question of Trade Barrier Legislation, Uniform State Laws, Taxation, and Relief. These questions were ably presented by several speakers, and general discussions engaged in by many of the delegates in attendance.

With respect to National Defense, the Assembly urged the full coöperation of the several states with the Federal Government, and made specific recommendation for the immediate enactment of laws on sabotage prevention, control of explosives, mobilization of State Guards, and protection of public



properties. Copies of suggested uniform acts upon these were furnished, and your committee expects to draft and submit these bills to the General Assembly at this session.

One session of the Assembly was devoted to the question of Trade Barriers, and especially specific acts of legislation which tend to create trade barriers between the several states. The Assembly has a standing committee studying the question of Trade Barrier Legislation now upon the statute books of the several states, and it was the opinion of the members in attendance that much good can and will result from a continuation of the efforts to prevent the erection of new trade barriers between the states, and the elimination of those now in effect.

Another interesting and important question was discussed, namely, Taxation. Through the work of the Council of State Governments' special committee studying this problem, attention of Congress has been called to the maze of conflicting and overlapping tax measures that exist among Federal, State and local governments. It is the aim of the Assembly to continue this work, and procure an equitable tax system for all levels of government.

The Assembly gave serious consideration to the question of developing a more adequately effective and practical program of relief. Assistance to those in need is a problem of vast importance to the Federal, State and local governments. National Defense may, for the present, relieve a part of the financial problem, but the same problem may, in intensified velocity, be waiting for us at the end of the armament production and spending. This can be done through the effort of the State to make the "unemployable" a useful worker and self-supporting, by effective extension, utilization and advancement of the State's industrial and natural resources, especially with reference to the location of new industries and the expansion of old enterprises in such a way as to contribute to the continuing economic welfare of the State.

It was the opinion of the Assembly that the handling of general relief and public assistance should be simplified, and specific recommendations for that purpose were made as follows:

1. General relief as a category should be added to the Federal Security Program.
2. Work relief should be operated by the States as a part of the general shared relief programs. This means a transfer of administrative responsibility for work relief from the Federal Government to the States.
3. The relief of migratory workers or persons should be handled by the States as a part of their general relief programs, and should be reimbursable, without residence requirement. To facilitate this proposal the question of uniform state settlement laws should be dealt with at the earliest moment.
4. The same rate of federal reimbursement should be applied to each shared program of public assistance within any state.
5. The rate of federal reimbursement should vary among the states from a minimum of fifty per cent to a maximum of seventy-five per cent. The schedule upon which federal reimbursements vary should be predetermined and publicly announced by the federal agency concerned. In making up the schedule that agency should give consideration to such factors as the volume of unemployment, costs of living and per capita income in the several States.

6. All administrative costs of state and local welfare agencies operating the shared programs should be reimbursed by the Federal Government at the same rate as applies to other reimbursements.

7. In shared programs the Federal Government should share in the supervision relating to the qualifications of personnel, maintenance of records, and maxima of individual grants for which reimbursement will be made.

8. The distribution of surplus commodities in any State should be in accordance with plans developed and mutually agreed upon by the Federal Government and the State agency charged with public assistance in that State.

9. Occupational training of potentially employable persons should be intensified. The training programs of the National Youth Administration should be more closely coordinated with the programs of State and local vocational training schools.

10. Rehabilitation through medical care and treatment of physical defects should be intensified and should be a part of the reimbursable program of general relief.

As an evidence of the importance of the work engaged in by the Assembly in this session, such important and busy federal officials appeared upon the program as Honorable William S. Knudsen, Chief of the Production Division of the Advisory Commission to the Council of National Defense, Honorable Frank Knox, Secretary of the Navy, and many others.

Your Committee was not adventur to the provisions of Chapter three hundred and seventy-four of the Public Laws of one thousand nine hundred and thirty-seven prior to the session of the Assembly, and in order that each succeeding committee might be better informed regarding the same, we recommend that at the convening of each session of the General Assembly the Speaker of the House of Representatives appoint the Committee provided for in that Statute, and the personnel of this committee be listed in the list of committees printed in the House Rules.

Your Committee feels that the General Assembly of the Council of State Governments is doing a great work in behalf of the several States of the Union, and recommends continued and active participation therein by the State of North Carolina.

Respectfully submitted,

J. A. PRITCHETT,

H. I. McDOUGLE,

LAWRENCE H. WALLACE.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Quinn, for the Committee on Propositions and Grievances.

H. B. 101, a bill to be entitled An act to amend the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.

With a favorable report.

On motion of Mr. Quinn, the bill is recommitted to the Committee on Finance.

By Mr. Halstead, for the Committee on Judiciary No. 1.



H. B. 92, a bill to be entitled An act to amend Consolidated Statutes 2502, Volume 1, 1919, to require an additional marriage certificate to be attached to the marriage license now prescribed by law, so as to permit the minister or officer performing the marriage to furnish parties to the marriage contract with a certificate of marriage.

With a favorable report.

H. B. 114, a bill to be entitled An act relating to the abolition of courts inferior to the Superior Courts.

With a favorable report.

H. B. 83, a bill to be entitled An act to amend Chapter 64, Public Laws, 1924, Extra Session, same being Section 3333 of the Consolidated Statutes, validating certain official deeds omitting seals.

With a favorable report, as amended.

By Mr. Rogers of Polk, for the Committee on Conservation and Development.

H. B. 89, a bill to be entitled An act to appropriate funds for the payment of a judgment in the case of Big Tom Wilson Mount Mitchell Motor Road Company, Incorporated, versus State of North Carolina Department of Conservation and Development.

With a favorable report.

On motion of Mr. Rogers of Polk, the bill is recommitted to the Committee on Appropriations.

H. B. 117, a bill to be entitled An act to authorize the Department of Conservation and Development to acquire by condemnation such land for State Forests, State Parks, and other public developments as may be necessary.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Jarvis, Hatch, Allen, Arch T., Rogers of Polk, Rogers of Macon, Galloway, Burgin, Penland, Sherrill, Mallonee, Reynolds, Ross, Moore of Jackson, Palmer, Edwards of Swain, Rabb, Fouts, Poole, and Pritchett of Caldwell: H. B. 131, a bill to be entitled An act to appropriate \$6,000.00 for each year of the biennium 1941-1943 to be used and expended for mineral research and development in North Carolina.

Referred to Committee on Appropriations.

By Mr. Bryant: H. B. 132, a bill to be entitled An act to authorize the Sinking Fund Commission to invest State sinking funds in bonds or securities fully guaranteed both as to principal and interest by the United States, and for other purposes.

Referred to Committee on Finance.

And

H. B. 133, a bill to be entitled An act to amend Consolidated Statutes 7415 of Volume 2, 1919, relating to the destruction of surrendered State bonds.

Referred to Committee on Finance.

By Messrs. Pearsall and Abernathy of Nash: H. B. 134, a bill to be entitled An act to amend Section 1244 of the Consolidated Statutes of North Carolina of 1919, Volume 1, so as to allow the Clerk of the Superior Court of Nash County to apportion the cost in tax foreclosure suits in Nash County.

Referred to Committee on Judiciary No. 1.

By Messrs. Gass, Carlyle, and Gobble: H. B. 135, a bill to be entitled An act to prohibit the sale of wine or beer between the hours of 12:01 A.M. and 6:00 A.M. in Forsyth County.

Referred to Committee on Propositions and Grievances.

And

H. B. 136, a bill to be entitled An act to authorize search warrants for gambling and lottery devices, amending Consolidated Statutes of 1919, Section 4529.

Referred to Committee on Propositions and Grievances.

By Mr. Carlyle: H. B. 137, a bill to be entitled An act to provide for leaves of absence without compensation for State and local officials absent from their duties by reason of military and naval service, protracted illness, or other causes.

Referred to Committee on Appropriations.

By Mr. Woods: H. B. 138, a bill to be entitled An act to amend Section 1681 of Volume I of the Consolidated Statutes of 1919, as amended, relating to damage done by rabid dogs.

On motion of Mr. Woods, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 139, a bill to be entitled An act to fix the fees of the tax collector of Caswell County for the collection of dog taxes and poll taxes, to provide a fee for the collection of delinquent dog taxes and poll taxes in said County, and to validate commissions heretofore allowed for the collection of such delinquent taxes.

On motion of Mr. Woods, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Rogers of Polk: H. B. 140, a bill to be entitled An act to amend the Charter of the City of Saluda in the County of Polk, relating to the tax rate in said City.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Pritchett of Bertie, McDougale, and McGowan: H. B. 141, a bill to be entitled An act to aid in the registration of birth certificates.

Referred to Committee on Health.

By Mr. Umstead: H. B. 142, a bill to be entitled An act to regulate and license the peddling and sale of scholastic colors, emblems, and other like articles in athletic contests in Orange County.

Referred to Committee on Finance.

By Mr. Halstead: H. B. 143, a bill to be entitled An act to improve road within counties connecting largest town in such counties with county seat.

Referred to Committee on Roads.

The following House Resolution is offered by Mr. Kerr, which is adopted:



A RESOLUTION COMMENDING HONORABLE JOHN W. UMSTEAD FOR HIS EFFORTS IN CONTRIBUTING TO THE SUCCESS OF THE SESSION OF THE GENERAL ASSEMBLY OF 1941 AT CHAPEL HILL, AND FOR HIS GRACIOUS HOSPITALITY ON THIS OCCASION.

WHEREAS, the General Assembly of North Carolina was invited to hold a one-day session in Chapel Hill on January thirtieth, one thousand nine hundred and forty-one; and

WHEREAS, this session was an outstanding success and a most memorable occasion; and

WHEREAS, by his untiring efforts and gracious hospitality, Honorable John W. Umstead, the distinguished Representative from Orange County, immeasurably contributed to the success of this session; and

WHEREAS, the Honorable A. B. Stoney of Burke County and W. E. Horner of Lee County, the other members of the Committee, rendered valuable co-operation; *Now, therefore, be it Resolved by the House of Representatives:*

SECTION 1. That this House expresses its grateful appreciation of the efforts of Honorables John W. Umstead, A. B. Stoney and W. E. Horner on this occasion.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 54, a bill to be entitled An act to amend Chapter 406 of the Public-Local Laws of 1915 to provide for the removal of and filling vacancies in the office of Judge or Solicitor of the County Court of Greene County.

Referred to the Committee on Courts and Judicial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 75, a bill to be entitled An act to amend the Charter of the Town of Cornelius as contained in Chapter 367 of the Private Laws of 1905, and amendments thereto, relative to the jurisdiction of the Mayor's Court.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blacklock, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Umstead,

Underwood, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, White-  
ner, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—106.

Those voting in the negative are: None.

H. B. 94, a bill to be entitled An act to amend Section 7990 of the Consoli-  
dated Statutes of North Carolina relative to enforcement of tax liens by  
actions to foreclose.

On motion of Mr. Carlyle, consideration of the bill is postponed until Mon-  
day, February 3, 1941.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following  
bills and resolutions properly enrolled, and they are duly ratified and sent to  
the office of the Secretary of State:

H. R. 106. A Joint Resolution expressing sympathy upon the death of  
Francis Donnell Winston, former member of the General Assembly, and  
appointing a joint committee to attend the funeral.

S. B. 8. An Act to divide North Carolina into twelve Congressional Dis-  
tricts.

S. B. 32. An Act to amend Consolidated Statutes 3846 (V) with reference  
to emergency contracts by the State Highway and Public Works Commission.

S. B. 51. An Act to repeal Chapter 40 of the Private Laws of 1937, relative  
to the pension and relief fund for members of the police and fire departments  
of the City of Greenville, North Carolina, and to provide for the disbursement  
of accumulated funds.

S. B. 52. An Act to repeal Chapter 458 of the Public-Local Laws of 1937,  
pertaining to the civil service system for members of the police and fire depart-  
ments of the City of Greenville, North Carolina.

H. B. 25. An Act abolishing tax penalties in Macon County.

H. B. 35. An Act to amend Chapter 275 of the Public-Local Laws of 1939  
relating to the term of office of certain officers of Swain County.

H. B. 36. An Act to amend Chapter 469 of the Public-Local Laws of 1939  
relating to the term of office of certain officers of the Town of Bryson City.

H. B. 60. An Act to extend the term of office of the Treasurer of the County  
of Greene.

On motion of Mr. Hatch, the House adjourns to meet tomorrow at ten A.M.

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#### TWENTY-SECOND DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, February 1, 1941.

The House meets pursuant to adjournment and is called to order by Mr.  
Speaker Mull.

Prayer by Alphonso Jordan, Chaplain of the House.

Mr. Allen, Arch T., for the Committee on the Journal, reports that the  
Journal of yesterday has been examined and found correct and the same  
stands approved.



## ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed and ask that they be sent to the Senate.

It is so ordered.

H. B. 47, a bill to be entitled An act to provide for the election of the judge and solicitor of the Richmond County Special County Court, to fix the salaries of such officers, and to provide a clerk for said court.

## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 19, a bill to be entitled An act to amend Section 4641 of the Consolidated Statutes of North Carolina relating to verdicts in burglary cases.

Referred to Committee on Judiciary No. 1.

S. B. 31, a bill to be entitled An act to amend Chapter 397 of the Public Laws of North Carolina, Regular Session of 1937, relating to safety in the transportation of school children of North Carolina.

Referred to Committee on Education.

On motion of Mr. Allen, Arch T., the House adjourns and will meet Monday night at 8 o'clock.

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TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES,  
MONDAY NIGHT, February 3, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct and the same stands approved.

- Mr. Kerr moves that the House adjourn in honor of the memory of the Honorable Thomas William Mason Long, Senator from the Fourth Senatorial District, and former member of the House of Representatives, whose death occurred at 6:10 P.M., today, to meet tomorrow at 12 o'clock noon.

The motion to adjourn was seconded by Representatives Bryant, Allsbrook, Wallace of Lenoir, Halstead, Weeks and Abernathy of Nash, who paid tribute to the late Dr. Long.

The motion prevails and the House stands adjourned until tomorrow at 12 o'clock noon.

## TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,  
TUESDAY, February 4, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to the Honorable R. T. Fountain of Edgecombe County, former Speaker of the House of Representatives and Lieutenant Governor of the State of North Carolina, and to Messrs. Ira T. Johnson of Ashe County, Harry R. Lindsay of Rockingham County, Frank McNeil of Robeson County, and James A. Taylor of Currituck County, former members of the House.

On motion of Mr. Moore of Jackson, Helen Edwards, daughter of Representative Edwards of Swain County, is made an Honorary Pagette of the House of Representatives.

On motion of Mr. Umstead, S. R. 64, "a Joint Resolution of the Senate of North Carolina, the House of Representatives concurring, inviting Mayor John M. Foushee, Governor J. M. Broughton, and Dr. Victor Andres Belaunde," is recalled from the enrolling office and the vote by which the resolution passed its third reading is reconsidered.

On motion of Mr. Umstead, the resolution is laid on the table.

On motion of Mr. Burt, H. B. 26, a bill to be entitled An act "to prohibit the killing of wild turkeys in Montgomery for a period of five years," is recalled from the Committee on Game and placed on the Calendar.

On motion of Mr. Allen, Arch T., 2,000 extra copies of substitute for H. B. 52 are ordered printed.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 5, a bill to be entitled An act to curtail and punish subversive activities.

With a favorable report.

H. B. 95, a bill to be entitled An act to require the accounts of county officers of Tyrrell County to be audited annually by certified public accountants.

With a favorable report.

H. B. 104, a bill to be entitled An act to amend Section 2151 of the Consolidated Statutes, relative to guardianship.

With a favorable report, as amended.

By Mr. Austin, for the Committee on Senatorial Districts.

H. B. 7, a bill to be entitled An act to apportion the members of the House of Representatives among the several counties of the State.

With a favorable report.



On motion of Mr. Abernathy of Nash, the bill is placed on the Calendar for Thursday, February 6, 1941.

By Mr. Stone, for the Committee on Roads.

H. B. 91, a bill to be entitled An act to exempt certain trucks engaged in national defense projects from the for hire license.

With a favorable report.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 52, a bill to be entitled An act to provide old age security for old and incapacitated teachers and State employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this law.

With an unfavorable report as to bill, favorable as to Committee substitute.

On motion of Mr. Kerr, the bill is made a Special Order for Wednesday, February 5th, at the conclusion of the order of the day.

By Mr. Gass, for the Committee on Public Welfare.

S. B. 23, a bill to be entitled An act to amend Consolidated Statutes 1343, Volume 1, 1919, relative to the removal of indigent or poor persons to the county of their settlement, and to provide for their care and treatment pending removal.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Burgin and Horner of Lee: H. B. 144, a bill to be entitled An act to establish a State Marketing Authority to promote the more effective marketing of farm, home, sea, and forest products, and to set up local marketing units in coöperation with counties, cities and towns.

Referred to Committee on Agriculture.

By Mr. Stoney: H. B. 145, a bill to be entitled An act to amend Consolidated Statutes 5892, Volume 2, 1919, relating to admission of students to the North Carolina School for the Deaf at Morganton.

Referred to Committee on Higher Education.

By Mr. Hatch: H. B. 146, a bill to be entitled An act to amend Section 2287 of the Consolidated Statutes of North Carolina relating to restoration to sanity of insane persons.

Referred to Committee on Insane Asylums.

By Messrs. Hatch, Allen, J. Leroy, and Allen, Arch T.: H. B. 147, a bill to be entitled An act to amend Chapter 100 of Public Laws of 1939 to provide for the appointment of a Commission to celebrate the establishment of the Capitol of North Carolina at the City of Raleigh.

On motion of Mr. Hatch, the bill is placed on the Calendar.

By Mr. Hutchins: H. B. 148, a bill to be entitled An act to amend, revise, and consolidate the Statutes that constitute the Charter of the Town of Mars Hill.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Caveness, Abernathy of Nash, Banks, Allen, Arch T., Darden, Uzzell, Moore of Guilford, Wallace of Lenoir, and Wallace of Johnston: H. B. 149, a bill to be entitled An act to amend Chapter 358 of the Public Laws of

1939 to provide for sick leave with pay for teachers and principals in the public schools of North Carolina.

Referred to Committee on Education.

By Messrs. Caveness and Moore of Guilford: H. B. 150, a bill to be entitled An act to authorize the copying of the names of the registered electors in the precincts within the corporate limits of the City of Greensboro from the general election registration books and to make such electors eligible to vote in the municipal primary and election.

Referred to Committee on Election and Election Laws.

By Messrs. Caveness and Moore of Guilford: H. B. 151, a bill to be entitled An act amending Chapter 109 of the Private Laws of 1933 as amended, the same being entitled "An Act relating to special assessments levied by the City of Greensboro."

Referred to Committee on Finance.

By Mr. Norman: H. B. 152, a bill to be entitled An act to provide for the biennial election of the Board of County Commissioners of Yadkin County.

Referred to Committee on Election and Election Laws.

By Messrs. Whitener and Rudisill: H. B. 153, a bill to be entitled An act to repeal Chapter 138 of the Public Laws, Extra Session 1908, entitled "An Act in regard to wills made by married women."

Referred to Committee on Judiciary No. 2.

By Mr. Cook: H. B. 154, a bill to be entitled An act to amend certain laws relating to the execution of instruments of conveyance by married women.

Referred to Committee on Judiciary No. 2.

By Messrs. LeGrand, Stone, Allsbrook, Abernathy of Nash, Taylor of Wayne, Burns, Pearsall, Everett, Morris, and Davis of Hyde: H. B. 155, a bill to be entitled An act to amend the Constitution in order to limit representation of any single county in the General Assembly to one Senator and three Representatives.

Referred to Committee on Constitutional Amendments.

By Mr. Horner of Granville: H. B. 156, a bill to be entitled An act to validate the defective registration of certain deeds and deeds of trust.

Referred to Committee on Judiciary No. 1.

By Mr. Palmer: H. B. 157, a bill to be entitled An act relating to the calling and conducting of elections and the method of levying and collecting taxes for a ninth month supplement to the Canton Graded School District.

Referred to Committee on Education.

By Merrs. Uzzell, Ramsay, and McLaughlin: H. B. 158, a bill to be entitled An act providing for the reappointment of Commissioners of the Iredell-Rowan County Drainage District No. 1, ratifying actions of said Commissioners heretofore appointed, and to provide for the collection of delinquent assessments therein.

Referred to Committee on Finance.

By Mr. Richardson: H. B. 159, a bill to be entitled An act to enlarge and extend the powers of the County Board of Education of Union County.

Referred to Committee on Education.

By Messrs. Pollard and Bryant: H. B. 160, a bill to be entitled An act to amend Chapter 538 of the Public-Local and Private Laws of 1939, relating to



eligibility of benefits under the Peace Officers Relief Fund for the City and County of Durham.

Referred to Committee on Judiciary No. 1.

By Messrs. Horner of Lee, and Campen: H. B. 161, a bill to be entitled An act authorizing the purchase of uniforms for home guard units now or about to be established in this State.

Referred to Committee on Military Affairs.

The following House Resolution is offered by Mr. Allsbrook, which is adopted:

A RESOLUTION CONCERNING THE DEATH OF THE HONORABLE THOMAS WILLIAMS MASON LONG, A FORMER MEMBER OF THE HOUSE OF REPRESENTATIVES OF NORTH CAROLINA AND AT PRESENT A MEMBER OF THE STATE SENATE, AND APPOINTING A COMMITTEE TO ATTEND THE FUNERAL.

WHEREAS, Dr. Thomas Williams Mason Long, a former member of the House of Representatives from Halifax County and a member of the North Carolina State Senate at this session, died February third, one thousand nine hundred and forty-one, at the age of fifty-five years, having rendered valuable service to the State of North Carolina in many official capacities; and

WHEREAS, the death of Dr. Long marks the termination of a long, useful and worthy career in the medical, political and social life of our State, having served as a Director of the North Carolina State Sanatorium, as a Director of the State Hospital in Raleigh, as President of the Board of the Roanoke Rapids Hospital, Executive Secretary of North Carolina Medical Society, and in many other capacities for the public health and general welfare of our State; and

WHEREAS, at the time of the death of Dr. T. W. M. Long, he was a member of the State Senate and had been a member of that body during the sessions of 1933, 1937 and 1939 and also a member of the North Carolina House of Representatives during the session of 1931; and

WHEREAS, by reason of his long service to his community, the County of Halifax, and to the State of North Carolina, the House of Representatives desires to express its appreciation of him and its deepest sympathy to his family in their loss and sorrow at his passing: Now, therefore,  
*Be it Resolved by the House of Representatives:*

First. That in the death of Dr. Thomas Williams Mason Long the State of North Carolina has lost one of its most beloved, best known and useful citizens.

Second. Remembering his wisdom, activity, and his untiring efforts to serve the State in whatever capacity he was called upon to perform, his loss is deeply deplored.

Third. That a Committee consisting of such number of the membership of the House of Representatives be appointed by the Speaker of the House of Representatives to attend the funeral services for the late Dr. Long.

Fourth. That a copy of these Resolutions be furnished to Mrs. Maria Burgwyn Long, his widow, and members of the family of the said Dr. Thomas Williams Mason Long, and also that a copy be given to the press for publication.

Fifth. That the House of Representatives, when it shall adjourn today, do so in honor of the memory of Dr. Thomas Williams Mason Long, former member of the House of Representatives.

Sixth. That this Resolution shall be in full force and effect from and after its adoption.

Pursuant to the above resolution the Speaker appoints the full House of Representatives as a Committee to attend the funeral of the late Dr. Long.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 83, a bill to be entitled An act to amend Chapter 64, Public Laws of 1924, Extra Session, same being Section 3333 of the Consolidated Statutes, validating certain official deeds omitting Seals.

On motion of Mr. Hatch the Committee amendment is adopted.

Mr. Allen, Arch T., submits an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 92, a bill to be entitled An act to amend Consolidated Statutes 2502, Volume 1, 1919, to require an additional marriage certificate to be attached to the marriage license now prescribed by law, so as to permit the minister or officer performing the marriage to furnish parties to the marriage contract with a certificate of marriage.

The bill passes its second reading.

Mr. Ward submits an amendment which is adopted.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 94, a bill to be entitled An act to amend Section 7990 of the Consolidated Statutes of North Carolina relative to enforcement of tax liens by actions to foreclose.

On motion of Mr. Carlyle consideration of the bill is postponed until Wednesday, February 5, 1941.

H. B. 114, a bill to be entitled An act relating to the abolition of courts inferior to the Superior Courts.

On motion of Mr. Jarvis the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 117, a bill to be entitled An act to authorize the Department of Conservation and Development to acquire by condemnation such land for State Forests, State Parks and other public developments as may be necessary.

Mr. Withrow moved that the bill be placed on the table, which motion fails of adoption.

On motion of Mr. Allsbrook the bill is recommitted to the Committee on Judiciary No. 1.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bill and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 122. Joint Resolution felicitating to His Excellency, Franklin Delano Roosevelt, President of the United States, upon the occasion of his fifty-ninth birthday.



H. R. 123. Joint Resolution of the House of Representatives of North Carolina, the Senate concurring, inviting Mayor John M. Foushee, Governor J. M. Broughton and Dr. Victor Andres Belaunde to address the Joint Session of the General Assembly of North Carolina.

S. B. 17. An Act relating to the bond of the Tax Collector of Lee County.

H. B. 16. An Act to authorize the Town of Chapel Hill to issue funding bonds.

H. B. 17. An Act to regulate the fees of jurors in the Municipal Court of the Town of Chapel Hill.

H. B. 30. An Act to regulate fees for certain arrests in the Town of Marshville and the Town of Waxhaw in Union County, North Carolina.

H. B. 32. An Act to amend Sections 7661 to 7667, inclusive, of the Consolidated Statutes, as amended, so as to authorize the distribution of State Reports, statutes, laws, journals, and other documents and publications to the Library of the North Carolina College for Negroes in Durham.

H. B. 34. An Act to permit the Governing body of the City of Fayetteville to resell, at private sale, property purchased by it at tax foreclosure sale.

H. B. 41. An Act to validate certain bonds of the Town of Murfreesboro.

H. B. 42. An Act to remit penalties and interest on certain delinquent taxes of Camden County.

H. B. 45. An Act to create a supervisor of elementary schools in Robeson County.

H. B. 46. An Act providing that the Board of Education of Robeson County shall consist of five members.

H. B. 58. An Act to authorize the Sheriffs and certain officers of New Hanover, Onslow, Pender and Brunswick counties to make arrests outside of their own counties.

H. B. 59. An Act to amend Chapter 55 of the Public-Local Laws of 1933, relating to certain fees in the Recorders' Court of Monroe and Union County.

H. B. 87. An Act abolishing tax penalties in Clay County.

On motion of Mr. Ward, the House adjourns in honor of the memory of Dr. T. W. M. Long, who died on yesterday, to meet tomorrow night at 8 o'clock.

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## TWENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,

WEDNESDAY NIGHT, February 5, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Messrs. B. T. Falls of Cleveland County, A. H. Davis of Pender County, Marvin Blount of Pitt County, and Frank Woodhouse of Yadkin County, former members of the General Assembly.

## ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 83, a bill to be entitled An act to amend Chapter 64, Public Laws, 1924, Extra Session, same being Section 3333 of the Consolidated Statutes, validating certain official deeds omitting seals.

H. B. 92, a bill to be entitled An act to amend Consolidated Statutes 2502, Volume 1, 1919, to require an additional marriage certificate to be attached to the marriage license now prescribed by law, so as to permit the minister or officer performing the marriage to furnish parties to the marriage contract with a certificate of marriage.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Finance.

H. B. 151, a bill to be entitled An act amending Chapter 109 of the Private Laws of 1933 as amended, the same being entitled "An Act relating to special assessments levied by the City of Greensboro."

With a favorable report.

H. B. 158, a bill to be entitled An act providing for the reappointment of commissioners of the Iredell-Rowan County Drainage District Number One, ratifying actions of said commissioners heretofore appointed, and to provide for the collection of delinquent assessments therein.

With a favorable report.

S. B. 30, a bill to be entitled An act to authorize the Board of County Commissioners of Cumberland County to place the assessments of Flea Hill Drainage District on the tax books to be collected by the tax collector and to authorize the Board of Drainage Commissioners to issue notes in anticipation of the collection of taxes and borrow money.

With a favorable report.

H. B. 132, a bill to be entitled An act to authorize the Sinking Fund Commission to invest State Sinking Funds in bonds or securities fully guaranteed both as to principal and interest by the United States and for other purposes.

With a favorable report.

H. B. 133, a bill to be entitled An act to amend Consolidated Statutes 7415 of Volume 2, 1919, relating to the destruction of surrendered State bonds.

With a favorable report.

H. B. 142, a bill to be entitled An act to regulate and license the peddling and sale of scholastic colors, emblems, and other like articles in athletic contests in Orange County.

With a favorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 134, a bill to be entitled An act to amend Section 1244 of the Consolidated Statutes of North Carolina of 1919, Volume 1, so as to allow the Clerk of



the Superior Court of Nash County to apportion the cost in tax foreclosure suits in Nash County.

With a favorable report.

H. B. 156, a bill to be entitled An act to validate the defective registration of certain deeds and deeds of trust.

With a favorable report.

H. B. 160, a bill to be entitled An act to amend Chapter 538 of the Public-Local and Private Laws of 1939, relating to eligibility of benefits under the Peace Officers' Relief Fund for the City and County of Durham.

With a favorable report.

S. B. 19, a bill to be entitled An act to amend Section 4641 of the Consolidated Statutes of North Carolina relating to verdicts in burglary cases.

With a favorable report.

H. B. 130, a bill to be entitled An act to amend Chapter 115 of the Public Laws of 1939 relating to the custody of children of divorced parents in cases where the divorce was granted outside of North Carolina.

With a favorable report, as amended.

By Dr. Edwards of Beaufort, for the Committee on Salaries and Fees.

H. B. 86, a bill to be entitled An act regulating the compensation of the Sheriff and Tax Collector of Clay County.

With a favorable report.

H. B. 79, a bill to be entitled An act to fix the salaries of the Mayor and Commissioners of the Town of Windsor.

With a favorable report.

By Mr. Vogler, for the Committee on Counties, Cities and Towns:

H. B. 61, a bill to be entitled An act to repeal Chapter 82, Private Laws of 1929, relating to the Charter of the Town of Margarettsville in Northampton County.

With a favorable report.

H. B. 113, a bill to be entitled An act to amend Chapter 253 of the Public-Local Laws of North Carolina, 1931, relating to city election for the City of Statesville.

With a favorable report.

By Mr. Quinn, for the Committee on Propositions and Grievances.

H. B. 135, a bill to be entitled An act to prohibit the sale of wine or beer between the hours of 12:01 A.M. and 6:00 A.M. in Forsyth County.

With a favorable report.

H. B. 136, a bill to be entitled An act to authorize search warrants for gambling and lottery devices, amending Consolidated Statutes of 1919, Section 4529.

With a favorable report.

H. B. 43, a bill to entitled An act to dispense with the requirement of Consolidated Statutes 3189, Volume 1, 1919, that the Holy Gospel be kissed as a part of the administration of an oath.

Reported without prejudice.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Moore of Guilford: H. R. 162, a joint resolution on providing for a Joint Session of the Senate and House of Representatives, Tuesday, February 18, 1941, to commemorate the fiftieth anniversary of the founding of the Woman's College of The University of North Carolina.

On motion of Mr. Moore of Guilford, the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes it second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Pritchett of Bertie: H. B. 163, a bill to be entitled An act to amend Section 157, Consolidated Statutes of North Carolina, relative to commissions allowed representatives.

Referred to Committee on Judiciary No. 2.

By Mr. Pickens: H. B. 164, a bill to be entitled An act to validate certain deeds and the probate and registration thereof from which seals of notaries public have been omitted.

Referred to Committee on Judiciary No. 2.

By Mr. Sellars: H. B. 165, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof in Alamance County.

Referred to Committee on Judiciary No. 2.

By Messrs. Morris and LeGrand: H. B. 166, a bill to be entitled An act to amend Chapter 297 of the Public Laws of 1937 relating to neighborhood roads.

Referred to Committee on Roads.

By Mr. Cook: H. B. 167, a bill to be entitled An act to enlarge the corporate limits of the City of Fayetteville; to establish and lay out the boundary lines for eight wards; and to provide for a new registration.

Referred to Committee on Counties, Cities and Towns.

By Mr. Cohoon: H. B. 168, a bill to be entitled An act to increase the number of County Commissioners in Tyrrell County and to regulate the manner of their election.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Johnson and Pitman of Robeson: H. B. 169, a bill to be entitled An act to repeal Section 1 of Chapter 508 of the Public-Local Laws of 1927, relative to the issuance of bonds of Robeson County.

Referred to Committee on Finance.

By Mr. Fouts: H. B. 170, a bill to be entitled An act providing for a Board of Education for Yancey County and to repeal Public-Local Laws relating to the Board of Education of Yancey County.

Referred to Committee on Education.

By Mr. Hughes of Mitchell: H. B. 171, a bill to be entitled An act relating to the payment of taxes in Mitchell County.

Referred to Committee on Finance.

By Mr. Edwards of Greene: H. B. 172, a bill to be entitled An act to regulate fishing in the waters and streams of Greene County.

Referred to Committee on Game.



By Mr. Caveness: H. B. 173, a bill to be entitled An act to amend Section 4268 of the Consolidated Statutes, so as to punish bailees embezzling funds and property of their bailor.

Referred to Committee on Judiciary No. 1.

By Messrs. Caveness and Moore of Guilford: H. B. 174, a bill to be entitled An act to amend Chapter 37 of the Private Laws of 1923, relative to the Charter of the City of Greensboro.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Moore of Guilford and Caveness: H. B. 175, a bill to be entitled An act relating to the assignment of judgments.

Referred to Committee on Judiciary No. 2.

And, by request: H. B. 176, a bill to be entitled An act to amend Section 6497 of the Consolidated Statutes of North Carolina relating to fraternal benefit societies.

Referred to Committee on Judiciary No. 2.

By Mr. Weeks: H. B. 177, a bill to be entitled An act to amend H. B. 44, ratified 27th of January, 1941, so as to correct a typographical error appearing therein.

On motion of Mr. Weeks, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Crawford and Taylor of Wayne: H. B. 178, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to sales of tax liens on real property in Wayne County.

Referred to Committee on Judiciary No. 2.

And

H. B. 179, a bill to be entitled An act to relieve Wayne County from liability for property damages or personal injuries caused by dogs under Section 1681 of Volume 1 of the Consolidated Statutes of 1919.

Referred to Committee on Public Welfare.

And

H. B. 180, a bill to be entitled An act to amend Section 4516 of Volume 1 of the Consolidated Statutes of 1919, as amended, to fix the maximum fee to be allowed counsel assigned to defendants in capital cases in Wayne County.

Referred to Committee on Salaries and Fees.

By Mr. Bryant: H. B. 181, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

Referred to Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 24, a bill to be entitled An act to require the State Highway and Public Works Commission to maintain and keep in repair roads leading from the State maintained highways to public schools in this State.

Referred to the Committee on Roads.

S. B. 34, a bill to be entitled An act to protect homing pigeons because of their value to the national defense.

Referred to the Committee on Game.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 5, a bill to be entitled An act to curtail and punish subversive activities.

Mr. Whitener submits an amendment.

On motion of Mr. Withrow, the amendment is laid on the table.

Mr. Galloway submits an amendment, which fails of adoption.

Mr. Gibbs submits an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 26, a bill to be entitled An act to prohibit the killing of wild turkeys in Montgomery for a period of five years.

The bill passes its second reading.

On motion of Mr. McLaughlin, the bill is recommitted to the Committee on Game.

H. B. 91, a bill to be entitled An act to exempt certain trucks engaged in national defense projects from the for hire license.

On motion of Mr. Garrett, consideration of the bill is postponed until Thursday, February 6, 1941.

H. B. 94, a bill to be entitled An act to amend Section 7990 of the Consolidated Statutes of North Carolina relative to enforcement of tax liens by actions to foreclose.

On motion of Mr. Carlyle, the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 104, a bill to be entitled An act to amend Section 2151 of the Consolidated Statutes, relative to guardianship.

On motion of Mr. Pickens, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 147, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1939, to provide for the appointment of a Commission to celebrate the establishment of the Capitol of North Carolina at the City of Raleigh.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 23, a bill to be entitled An act to amend Consolidated Statutes 1343, Volume I, 1919, relative to the removal of indigent or poor persons to the County of their settlement, and to provide for their care and treatment pending removal.

On motion of Mr. Pollard, the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 95, a bill to be entitled An act to require the accounts of County officers of Tyrrell County to be audited annually by certified public accountants.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton,



Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, White-  
ner, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—112.

Those voting in the negative are: None.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House for its consideration:

H. B. 52, a bill to be entitled An act to provide old age security for old and incapacitated teachers, and State employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this law.

On motion of Mr. Allen, Arch T., the Committee substitute bill is adopted, and made a Special Order at the head of the Public Calendar for Thursday, February 6, 1941.

On motion of Mr. Bridger, the House adjourns and will meet tomorrow at twelve o'clock noon.

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### TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,  
THURSDAY, February 6, 1941.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Mull.

Prayer by the Reverend Cecil Heckard of Cabarrus County.

Mr. Burns for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. E. A. Raspberry of Greene County, Thomas Turner of Guilford County, Willis Smith of Wake County, H. C. Jones of Mecklenburg County, and J. W. Beam of Rowan County, former members of the House of Representatives.

On motion of Mr. Kluttz, Miss Patsy Ingram of Stanly County, daughter of Senator Ingram, is made Honorary Pagette of the House.

## ENGROSSED BILLS

Mr. Poole, for the Committee on Engrossed Bills and Resolutions, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 5, a bill to be entitled An act to curtail and punish subversive activities.

H. B. 104, a bill to be entitled An act to amend Section 2151 of the Consolidated Statutes, relative to guardianship.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Stone, for the Committee on Roads:

H. B. 124, a bill to be entitled An act to authorize State Highway Patrolmen to execute warrants issued by Justice of the Peace in any part of the State without necessity of endorsement.

With a favorable report.

H. B. 107, a bill to be entitled An act to amend Subsection 15, Paragraph C of Section 24 of Chapter 145 of the Public Laws of 1931, relating to applications for refund of the road tax on gasoline.

With a favorable report.

H. B. 108, a bill to be entitled An act to amend Subsection 5 of Section 24 of Chapter 145 of the Public Laws of 1931, relating to the gasoline tax.

With a favorable report.

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 153, a bill to be entitled An act to repeal Chapter 138 of the Public Laws, Extra Session, 1908, entitled "An Act in regard to wills made by married women."

With a favorable report.

H. B. 164, a bill to be entitled An act to validate certain deeds and the probate and registration thereof from which the seals of notaries public have been omitted.

With a favorable report.

H. B. 165, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof in Alamance County.

With a favorable report.

H. B. 178, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to sales of tax liens on real property in Wayne County.

With a favorable report.

By Mr. Burgin, for the Committee on Agriculture:

H. B. 144, a bill to be entitled An act to establish a State Marketing Authority to promote the more effective marketing of farm, home, sea and forest products, and to set up local marketing units in coöperation with counties, cities and towns.

With a favorable report, as amended.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Williams: H. R. 182, a joint resolution to move the sittings of the General Assembly of 1941 to Elizabeth City, Pasquotank County, North Carolina, for one day.

On motion of Mr. Williams the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment by Special Messenger.

By Messrs. Ramsay, Uzzell, Wooten, Moore of Guilford, and Carlyle: H. B. 183, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, so as to exempt non-stock, non-profit, charitable hospitals from taxation.

Referred to Committee on Finance.

By Mr. Gibbs: H. B. 184, a bill to be entitled An act to amend Chapter 433 of the Public-Local Laws of 1937, as amended by Chapter 343 of the Public-Local Laws of 1939, amending the Charter of the Town of Atlantic Beach, conferring authority to levy general property taxes.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Bridger, Austin, Cook, Horner of Lee, Johnson, Ruark, Sikes, Wallace of Johnston, Allsbrook, Umstead, McLaughlin, and Horner of Granville: H. B. 185, a bill to be entitled An act to increase the salaries of certain State Highway employees whose salaries are less than one hundred and twenty-five dollars per month.

Referred to Committee on Roads.

By Mr. Bost: H. B. 186, a bill to be entitled An act to amend Section 1182 of the Consolidated Statutes with reference to the voluntary dissolutions of corporations.

Referred to Committee on Corporations.

By Mr. Merritt: H. B. 187, a bill to be entitled An act to amend Chapter 137, Public-Local Laws of 1937, relative to the appointment of deputy register of deeds and fixing fees for such deputies.

On motion of Mr. Gibbs the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third reading and is ordered sent to the Senate without engrossment.

By Mr. Senter: H. B. 188, a bill to be entitled An act to provide reimbursement for medical and hospital expenses incurred by Ernest Munroe Hudspeath on account of injuries sustained on the third of April, 1939, when struck by a school bus on the Johnsonville road in Harnett County.

Referred to Committee on Education.

By Mr. Edwards of Greene: H. B. 189, a bill to be entitled An act to amend Chapter 170, Public Laws of 1939, so that the provisions of said Act shall not apply to the County of Greene.

Referred to Committee on Judiciary No. 1.

By Mr. Cohoon: H. B. 190, a bill to be entitled An act to change the method of enlarging Riders Creek Drainage District in Tyrrell County.

Referred to Committee on Drainage.

By Mr. Darden: H. B. 191, a bill to be entitled An act to require railroad carriers to equip trainmen engaged in switching and train movements in intrastate commerce with electric hand lanterns, to prohibit the use of oil lanterns, and to provide a penalty for violations thereof.

Referred to Committee on Corporations.

By Mr. Austin: H. B. 192, a bill to be entitled An act to amend Chapter 310, Public Laws of 1939, known as the Machinery Act of 1939, with reference to quadrennial assessment of real property.

Referred to Committee on Finance.

By Mr. Merritt: H. B. 193, a bill to be entitled An act to provide for the registration and protection of the labels, trade-marks, terms, designs, devices and forms of advertisement of associations and unions of workingmen, to prevent the unauthorized use thereof, and fixing penalties for violation of this Act.

Referred to Committee on Judiciary No. 1.

By Mr. Johnson: H. B. 194, a bill to be entitled An act to amend Chapter 118, sub-chapter 2, Article 6, of the Consolidated Statutes, relating to birth certificates.

Referred to Committee on Health.

By Mr. Moore of Jackson: H. B. 195, a bill to be entitled An act to amend Chapter 407, Public Laws of 1937, as to the definition of contract hauler vehicles.

Referred to Committee on Roads.

By Mr. Stoney: H. B. 196, a bill to be entitled An act to authorize the Commissioner of Revenue to refund \$204.50 tax paid on gasoline used in stationary motors.

Referred to Committee on Appropriations.

By Mr. Pritchett of Caldwell: H. B. 197, a bill to be entitled An act to fix the compensation of the Chairman and members of the Board of County Commissioners of Caldwell County and to fix the time of meetings of said board.

Referred to Committee on Counties, Cities and Towns.

By Mr. Worthington: H. B. 198, a bill to be entitled An act to provide for the collection of the delinquent taxes in Pitt County.

Referred to Committee on Judiciary No. 2.

By Mr. Blalock: H. B. 199, a bill to be entitled An act to validate the nomination and election of the County Commissioners of Anson County and to hereafter require compliance with Chapter 612 of the Public Local Laws of 1939.

Referred to Committee on Elections and Election Laws.

By Messrs. Johnson and Pitman of Robeson: H. B. 200, a bill to be entitled An act to validate sales of land for taxes in the County of Robeson or any municipality or taxing district therein made during the years 1939 and 1940.

Referred to Committee on Judiciary No. 2.

And



H. B. 201, a bill to be entitled An act to amend Chapter 10, Public-Local Laws of 1933, relating to the power of the Commissioners of Robeson County to fix the compensation of the Clerk of the Superior Court and Register of Deeds.

Referred to Committee on Salaries and Fees.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 50, a bill to be entitled An act to clarify and validate acts of the General Assembly containing references to, and amendments of the North Carolina Code.

Referred to Committee on Judiciary No. 1.

S. B. 55, a bill to be entitled An act to repeal Chapter 21 of the Private Laws of 1937, relative to the North Wilkesboro Academical and Industrial Institute for the colored race.

Referred to Committee on Judiciary No. 2.

S. B. 57, a bill to be entitled An act to prevent the operation of loudspeakers, amplifying systems and public address systems between the hours of 9 o'clock P.M. and 9 o'clock A.M. in certain instances, in Colly Township, Bladen County.

Referred to Committee on Propositions and Grievances.

S. B. 58, a bill to be entitled An act to repeal Chapter 326 of the Public Local Laws of 1931 relating to the incorporation of Pleasant Hill Baptist Church in New Salem Township, Union County.

Referred to Committee on Counties, Cities and Towns.

S. B. 70, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, as amended by exempting from for hire license taxes persons hauling only agricultural lime furnished under the Agricultural Adjustment Administration.

Referred to Committee on Roads.

S. B. 72, a bill to be entitled An act dividing Person County into districts from which the Board of County Commissioners of Person County shall hereafter be elected.

Referred to Committee on Counties, Cities and Towns.

S. B. 88, a bill to be entitled An act to amend Section 7064 and 7067 of the Consolidated Statutes of North Carolina, relative to the County Board of Health of Nash County.

On motion of Mr. Pearsall, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

H. R. 162, a joint resolution providing for a Joint Session of the Senate and House of Representatives, Tuesday, February 18, 1941, to commemorate the Fiftieth Anniversary of the founding of the Woman's College of the University of North Carolina.

On motion of Mr. Moore of Guilford, the House concurs in the Senate amendment, and the resolution is ordered enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 95, a bill to be entitled An act to require the accounts of county officers of Tyrrell County to be audited annually by certified public accountants.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Rogers of Macon, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Winkler, Woods and Wooten—103.

Those voting in the negative are: None.

H. B. 142, a bill to be entitled An act to regulate and license the peddling and sale of scholastic colors, emblems, and other like articles in athletic contests in Orange County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Rogers of Macon, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Winkler, Woods and Wooten—103.

Those voting in the negative are: None.

H. B. 158, a bill to be entitled An act providing for the reappointment of commissioners of the Iredell-Rowan County Drainage District Number One,



ratifying actions of said commissioners heretofore appointed, and to provide for the collection of delinquent assessments herein.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlye, Caveness, Cohoon, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pear-sall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Rogers of Macon, Ross, Ruark, Rudisill, Sellers, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Winkler, Woods and Wooten—103.

Those voting in the negative are: None.

S. B. 30, a bill to be entitled An act to authorize the Board of County Commissioners of Cumberland County to place the assessments of Flea Hill Drainage District on the tax books to be collected by the Tax Collector and to authorize the Board of Drainage Commissioners to issue notes in anticipation of the collection of taxes and borrow money.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlye, Caveness, Cohoon, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pear-sall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Rogers of Macon, Ross, Ruark, Rudisill, Sellers, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Winkler, Woods and Wooten—103.

Those voting in the negative are: None.

H. B. 61, a bill to be entitled An act to repeal Chapter 82 Private Laws of 1929, relating to the Charter of the Town of Margarettsville in Northampton County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 79, a bill to be entitled An act to fix the salaries of the Mayor and Commissioners of the Town of Windsor.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 86, a bill to be entitled An act regulating the compensation of the Sheriff and Tax Collector of Clay County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 113, a bill to be entitled An act to amend Chapter 253 of the Public-Local Laws of North Carolina, 1931, relating to city election for the City of Statesville.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 134, a bill to be entitled An act to amend Section 1244 of the Consolidated Statutes of North Carolina of 1919, Volume I, so as to allow the Clerk of the Superior Court of Nash County to apportion the cost in tax foreclosure suits in Nash County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 135, a bill to be entitled An act to prohibit the sale of wine or beer between the hours of 12:01 A.M. and 6:00 A.M. in Forsyth County.

On motion of Mr. Gass, the bill is recommitted to the Committee on Propositions and Grievances.

H. B. 160, a bill to be entitled An act to amend Chapter 538 of the Public Local and Private Laws of 1939, relating to eligibility of benefits under the Peace Officers' Relief Fund for the City and County of Durham.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House for its consideration, Committee Substitute for H. B. 52, a bill to be entitled An act to provide old age security for old and incapacitated teachers and State employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this law.

The question now recurs upon the passage of the substitute bill on its second reading.

Mr. Stone offers an amendment, which is adopted.

The question now recurs upon the passage of the substitute bill, as amended, on its second reading.

The substitute bill, as amended, passes its second reading by the following vote and remains on the Calendar for its third reading roll call.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis,



Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Wooten, and Worthington—111.

Those voting in the negative are: None.

On motion of Mr. Kerr, the bill is made a Special Order at the head of the Public Calendar for Friday, February 7, 1941.

On motion of Mr. Bryant, the House adjourns, and will meet tomorrow at 11 A.M.

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## TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,

FRIDAY, February 7, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Mr. E. M. Hairfield of Burke County, former member of the House.

On motion of Mr. Pritchett of Bertie, Bobbie Burns, son of Representative Burns of Person County, is made an Honorary Page of the House.

Leave of absence is granted to Mr. Rogers of Macon County until Monday, February 10.

On motion of Mr. Halstead S. B. 50, a bill to be entitled An act to clarify and validate acts of the General Assembly, containing references to and amendments of the North Carolina Code, is taken from Committee on Judiciary No. 1 and recommitted to the Committee on Recodification.

On motion of Mr. Bryant, one thousand extra copies of Committee substitute for H. B. 11 are ordered printed.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Halstead, Chairman for the Committee on Judiciary No. 1.

H. B. 173, a bill to be entitled An act to amend Section 4268 of the Consolidated Statutes, so as to punish bailees embezzling funds and property of their bailor.

With a favorable report.

H. B. 49, a bill to be entitled An act to amend Section 1339, Consolidated Statutes of 1919, relating to property of indigent to be sold or rented.

With a favorable report, as amended.

By Mr. Taylor of Wayne, for the Committee on Courts and Judicial Districts.

S. B. 54, a bill to be entitled An act to amend Chapter 406 of the Public-Local Laws of 1915, to provide for the removal of and filling vacancies in the office of Judge or Solicitor of the County Court of Greene County.

With a favorable report.

H. B. 69, a bill to be entitled An act to amend the law relative to the Recorder's Court of Pasquotank County.

With a favorable report.

H. B. 90, a bill to be entitled An act to confer civil jurisdiction on the Recorder's Court of Thomasville.

With a favorable report.

H. B. 97, a bill to be entitled An act to amend the laws relating to the Special or Emergency Judges provided for by Section 1435(a) of Volume 3 of the Consolidated Statutes.

With a favorable report.

By Mr. McLaughlin, for the Committee on Commercial Fisheries.

H. B. 15, a bill to be entitled An act to amend Section 1884 of the Consolidated Statutes of North Carolina, Volume I, 1919, relating to fish and fisheries.

With a favorable report.

By Mr. Kluttz, for the Committee on Game.

S. B. 34, a bill to be entitled An act to protect homing pigeons because of their value to the National Defense.

With a favorable report.

H. B. 26, a bill to be entitled An act to prohibit the killing of wild turkeys in Montgomery for a period of five years.

With an unfavorable report, as to bill, favorable as to Committee substitute bill.

By Dr. Edwards of Beaufort, for the Committee on Salaries and Fees.

H. B. 180, a bill to be entitled An act to amend Section 4516 of Volume 1 of the Consolidated Statutes of 1919, as amended, to fix the maximum fee to be allowed counsel assigned to defendants in capital cases in Wayne County.

With a favorable report.

H. B. 201, a bill to be entitled An act to amend Chapter 10, Public-Local Laws of 1933, relating to the power of the Commissioners of Robeson County to fix the compensation of the Clerk of the Superior Court and Register of Deeds.

With a favorable report.

H. B. 127, a bill to be entitled An act to place the Prosecuting Attorneys of the Recorders' Courts of Robeson County upon a salary basis, and to amend Chapter 363 of the Public-Local Laws of 1935, relating to the filing of reports by the Clerks of the Recorders' Courts of Robeson County.

With a favorable report.

By Mr. Bryant, for the Committee on Finance.

H. B. 125, a bill to be entitled An act to relieve the Clerk of Superior Court of Anson County from refunding commissions charged on fines, penalties and taxes prior to December 1, 1938.

With a favorable report.



H. B. 169, a bill to be entitled An act to repeal Section 1 of Chapter 508 of the Public-Local Laws of 1927, relative to the insurance of bonds of Robeson County.

With a favorable report.

H. B. 181, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Delamar: H. B. 202, a bill to be entitled An act to repeal Chapter 179 of the Public-Local and Private Laws of 1939, relating to the dredging for oysters in Pamlico County.

Referred to Committee on Conservation and Development.

And

H. B. 203, a bill to be entitled An act to amend Chapter 136 of the Public-Local and Private Laws of 1939, relating to the nomination of members of the board of education of Pamlico County, and the nomination of election of the members of the Pamlico County Board of Commissioners.

Referred to Committee on Education.

By Messrs. McDougale, Pritchett of Bertie, and Wallace of Johnston: H. B. 204, a bill to be entitled An act to protect property by making criminal certain unlawful entries on, injuries to and interferences with property, authorizing the closing of streets, and to provide penalties.

Referred to Committee on Judiciary No. 1.

By Messrs. Ruark and Sikes: H. B. 205, a bill to be entitled An act to prescribe the fees for probate and registration of certain right-of-way deeds in Brunswick, Bladen, Columbus, and Robeson counties.

Referred to Committee on Salaries and Fees.

By Mr. Sikes: H. B. 206, a bill to be entitled An act to validate \$15,000.00 bonds of the Town of Whiteville.

Referred to Committee on Finance.

By Mr. Wallace of Lenoir: H. B. 207, a bill to be entitled An act to amend Section 5 of Chapter 315 of the Public Laws of 1939, relating to the codification of the statute law of North Carolina.

Referred to Committee on Recodification.

By Messrs. Wallace of Johnston and Fulghum: H. B. 208, a bill to be entitled An act to amend Consolidated Statutes 5757, Volume 3, 1924, as amended, relative to the Compulsory School Attendance Law.

Referred to Committee on Education.

By Mr. Sellars: H. B. 209, a bill to be entitled An act to permit and instruct the State Treasurer to pay certain bonds and interest thereon.

Referred to Committee on Appropriations.

By Messrs. Everett and Allsbrook: H. B. 210, a bill to be entitled An act to provide for filing notices of candidacy and printing of ballots for municipal elections in the Town of Scotland Neck.

Referred to Committee on Elections and Election Laws.

By Mr. Allsbrook: H. B. 211, a bill to be entitled An act to require the State Highway and Public Works Commission to construct and maintain roads,

walkways, streets, and driveways in and upon the property of all State-supported institutions.

Referred to Committee on Roads.

By Messrs. Darden, Underwood, Davis of Dare, Morris, Davis of Hyde, Banks, Cohoon, Delamar, Gibbs, and Rogers of Polk: H. B. 212, a bill to be entitled An act to establish demonstration oyster farms in the State of North Carolina for the purpose of investigating, developing and improving the oyster and other shellfish resources in the State.

Referred to Committee on Conservation and Development.

By Mr. Story: H. B. 213, a bill to be entitled An act for the relief of R. C. Jennings, Deputy Sheriff for Wilkes County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Mr. Ross: H. B. 214, a bill to be entitled An act to amend Section 220(a) of the Consolidated Statutes of North Carolina, as amended, by adding a new subsection to provide for securing deposits and to be designated as subsection 7.

Referred to Committee on Banks and Banking.

And

H. B. 215, a bill to be entitled An act to amend Section 66, Chapter 4, Public Laws of 1921, as amended, so as to provide for reports by banks to the Commissioner of Banks of shortage or defalcation.

Referred to Committee on Banks and Banking.

By Mr. Benton: H. B. 216, a bill to be entitled An act to amend Chapter 126 of the Public Laws of 1935, being An act providing for the extension of assessments.

Referred to Committee on Finance.

By Messrs. Johnson and Pitman of Robeson: H. B. 217, a bill to be entitled An act to amend Chapter 57 of the Public Laws of 1937, providing for the appointment of county electrical inspectors.

Referred to Committee on Public Utilities.

By Messrs. Abernathy of Nash, Stone, Weeks, Horner of Lee, and Allsbrook: H. B. 218, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

Referred to Committee on Unemployment Compensation.

By Messrs. Ward, Allsbrook, Jarvis, McEachern, Hatch, McDougale, Tonissen, Garrett, Burgin, Cook, and Allen, Arch T.: H. B. 219, a bill to be entitled An act to amend Chapter 456 of the Public Laws of 1935, and amendments thereto, known as the Housing Authorities Law, relating to the creation of housing authorities to engage in slum clearance and projects to provide dwelling accommodations for persons of low income (including farmers of low income) and to define their powers.

Referred to Committee on Judiciary No. 1.

By Messrs. Ward, Jarvis, Allsbrook, Allen, Arch T., Hatch, Tonissen, McDougale, McEachern, Garrett, and Cook: H. B. 220, a bill to be entitled An act to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken performed or done with reference thereto.

Referred to Committee on Judiciary No. 1.



By Messrs. Ward, Jarvis, Allsbrook, Hatch, McDougale, Allen, Arch T., Tonissen, McEachern, Garrett, Cook, and Burgin: H. B. 221, a bill to be entitled An act to authorize housing authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; to make obligations issued for such projects of housing authorities legal investments and security for deposits; and to declare valid all bonds, notes and obligations of housing authorities issued for projects heretofore undertaken to assure the availability of safe and sanitary dwellings for persons engaged in national-defense activities.

Referred to Committee on Judiciary No. 1.

#### MESSAGES FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 53, a bill to be entitled An act relating to the indexing of records in Northampton County.

Referred to Committee on Judiciary No. 1.

S. R. 92, a joint resolution concerning the death and services of the Honorable Thomas Williams Mason Long, long a member of the General Assembly of North Carolina in the House and in the Senate.

On motion of Mr. Everett, the resolution is placed on its immediate passage. Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL MESSAGE

SENATE CHAMBER,  
February 6, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to House Resolution No. 162 entitled "A joint resolution providing for a Joint Session of the Senate and House of Representatives Tuesday, February 18, 1941, to commemorate the Fiftieth Anniversary of the founding of the Woman's College of The University of North Carolina," the President has appointed the following committee on the part of the Senate: Senators: Gold and O'Berry.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

Mr. Speaker Mull appoints as a Committee, on the part of the House, Messrs. Ward, Moore of Guilford, and Pritchett of Caldwell, to act with the above Committee from the Senate.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 142, a bill to be entitled An act to regulate and license the peddling and sale of scholastic colors, emblems, and other like articles in athletic contests in Orange County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Paschal, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Winkler, Woods, Wooten and Worthington—101.

Those voting in the negative are: None.

H. B. 158, a bill to be entitled An act providing for the reappointment of commissioners of the Iredell-Rowan County Drainage District Number One, ratifying actions of said commissioners heretofore appointed, and to provide for the collection of delinquent assessments therein.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Paschal, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Winkler, Woods, Wooten and Worthington—101.

Those voting in the negative are: None.

H. B. 144, a bill to be entitled An act to establish a State Marketing Authority to promote the more effective marketing of farm, home, sea and forest



products, and to set up local marketing units in coöperation with counties, cities and towns.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 151, a bill to be entitled An act amending Chapter 109 of the Private Laws of 1933, as amended, the same being entitled "An act relating to special assessments levied by the City of Greensboro."

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Winkler, Woods, Wooten and Worthington—101.

Those voting in the negative are: None.

S. B. 30, a bill to be entitled An act to authorize the Board of County Commissioners of Cumberland County to place the assessments of Flea Hill Drainage District on the tax books to be collected by the Tax Collector and to authorize the Board of Drainage Commissioners to issue notes in anticipation of the collection of taxes and borrow money.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Winkler, Woods, Wooten and Worthington—101.

Those voting in the negative are: None.

H. B. 165, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof in Alamance County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 178, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to sales of tax liens on real property in Wayne County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 19, a bill to be entitled An act to amend Section 4641 of the Consolidated Statutes of North Carolina relating to verdicts in burglary cases.

Passes its second and third readings, and is ordered enrolled.

#### SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration, Committee Substitute for H. B. 52, a bill to be entitled An act to provide old age security for old and incapacitated teachers, and state employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this law.

The question now recurs upon the passage of the Substitute bill, as amended, on its third reading.

The Substitute bill, as amended, passes its third reading by the following roll call vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman,



Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Wooten and Worthington—105.

Those voting in the negative are: None.

H. B. 7, a bill to be entitled An act to apportion the members of the House of Representatives among the several counties of the State.

On motion of Mr. Austin, the bill is set as a Special Order at the head of the Public Calendar for Wednesday, February 12, 1941.

H. B. 43, a bill to be entitled An act to dispense with the requirement of Consolidated Statutes 3189, Volume 1, 1919, that the Holy Gospel be kissed as a part of the administration of an oath.

Passes its second reading.

Mr. Halstead submits an amendment.

Mr. Hatch moves that the bill and the amendment be laid on the table, which motion fails.

The amendment offered by Mr. Halstead fails of adoption.

Passes its third reading, and is ordered sent to the Senate without engrossment.

H. B. 91, a bill to be entitled An act to exempt certain trucks engaged in national defense projects from the for hire license.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 107, a bill to be entitled An act to amend Subsection 15, Paragraph C of Section 24 of Chapter 145 of the Public Laws of 1931, relating to applications for refund of the road tax on gasoline.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 108, a bill to be entitled An act to amend Subsection 5 of Section 24 of Chapter 145 of the Public Laws of 1931, relating to the gasoline road tax.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 124, a bill to be entitled An act to authorize State Highway Patrolmen to execute warrants issued by Justice of the Peace in any part of the State without the necessity of indorsement.

On motion of Mr. Hatch consideration of the bill is postponed until Tuesday, February 11, 1941.

H. B. 130, a bill to be entitled An act to amend Chapter 115 of the Public Laws of 1939 relating to the custody of children of divorced parents in cases where the divorce was granted outside of North Carolina.

On motion of Mr. LeGrand the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 132, a bill to be entitled An act to authorize the Sinking Fund Commission to invest State Sinking Funds in bonds or securities fully guaranteed both as to principal and interest by the United States and for other purposes.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 133, a bill to be entitled An act to amend Consolidated Statutes 7415 of Volume 2, 1919, relating to the destruction of surrendered State bonds.

Mr. Bryant offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 136, a bill to be entitled An act to authorize search warrants for gambling and lottery devices, amending Consolidated Statutes of 1919, Section 4529.

Mr. Carlyle offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 153, a bill to be entitled An act to repeal Chapter 138 of the Public Laws, Extra Session, 1908, entitled "An act in regard to wills made by married women."

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 156, a bill to be entitled An act to validate the defective registration of certain deeds and deeds of trust.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 164, a bill to be entitled An act to validate certain deeds and the probate and registration thereof from which the seals of notaries public have been omitted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 88. An Act to amend Sections 7064 and 7067 of the Consolidated Statutes of North Carolina, relative to the County Board of Health of Nash County.

H. B. 6. An act to provide for the allocation of delinquent taxes collected by Perquimans County.

H. B. 48. An Act to repeal Section 67, Chapter 231, Private Laws of 1927, and to enact a new Section 67, relating to the insertion of a notice of the passage of a new ordinance in some newspaper published in the City of Salisbury.

H. B. 65. An Act to increase the standard of the public school system of Graham County.

H. B. 66. An Act to amend Chapter 82, Private Laws of 1899, and Chapter 32 and Chapter 64, Private Laws of 1915, relating to the Charter of the City of New Bern, and amendments thereto.

H. B. 67. An Act authorizing and empowering the Board of Commissioners of the City of Raleigh to close, abandon, and convey that portion of Devereaux Street in the City of Raleigh as herein described.

H. B. 78. An Act to authorize the Board of Commissioners of the Town of Windsor to set up paying assessments heretofore levied and assessed in five annual installments.



H. B. 81. An Act to validate sales of land for taxes in the County of Chatham or any municipality or other taxing district therein for the years 1938 and 1939.

H. B. 105. An Act to amend Subsection 5, Section 1, of Chapter 408, Public-Local Laws of 1939, entitled "An Act to establish the true financial condition of Clay County and provide for health, aid to the poor, and other special purposes incident to the county's necessary governmental functions," by striking out said subsection.

H. B. 139. An Act to fix the fees of the Tax Collector of Caswell County for the collection of dog taxes and poll taxes, to provide a fee for the collection of delinquent dog taxes and poll taxes in said county, and to validate commissions heretofore allowed for the collection of such delinquent taxes.

On motion of Mr. Bryant, the House adjourns and will meet tomorrow at 10 A.M.

## TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, February 8, 1941.

The House meets pursuant to adjournment and is called to order by Principal Clerk Shearon Harris, in the absence of Mr. Speaker Mull, who designated Mr. Bryant, the gentleman from Durham, as Speaker Pro Tempore.

Prayer by Mr. Alphonso Jordan, House Chaplain.

Mr. Story, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

## ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 130, a bill to be entitled An act to amend Chapter 115 of the Public Laws of 1939 relating to the custody of children of divorced parents in cases where the divorce was granted outside of North Carolina.

H. B. 133, a bill to be entitled An act to amend Consolidated Statutes 7415 of Volume 2, 1919, relating to the destruction of surrendered State bonds.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Stone: H. B. 222, a bill to be entitled An act to create a Department of Motor Vehicles and transfer to such department duties now performed by other State agencies.

Referred to Committee on Roads.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time, and disposed of as follows:

S. B. 71, a bill to be entitled An act to amend Section 22 of the Charter of the Town of Leaksville as amended by Chapter 633 of the Public-Local Laws of 1937, and to validate certain bonds and notes of the Town of Leaksville.

Referred to Committee on Finance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 26, a bill to be entitled An act to prohibit the killing of wild turkeys in Montgomery for a period of five years.

On motion of Mr. Penland the Committee substitute is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 69, a bill to be entitled An act to amend the law relative to the Recorder's Court of Pasquotank County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 90, a bill to be entitled An act to confer civil jurisdiction on the Recorder's Court of Thomasville.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 125, a bill to be entitled An act to relieve the Clerk Superior Court of Anson County from refunding commissions charged on fines, penalties, and taxes prior to December 1, 1938.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 180, a bill to be entitled An act to amend Section 4516 of Volume 1 of the Consolidated Statutes of 1919, as amended, to fix the maximum fee to be allowed counsel assigned to defendants in capital cases in Wayne County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 127, a bill to be entitled An act to place the Prosecuting Attorneys of the Recorders' Courts of Robeson County upon a salary basis, and to amend Chapter 363 of the Public-Local Laws of 1935, relating to the filing of reports by the Clerks of the Recorders' Courts of Robeson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 201, a bill to be entitled An act to amend Chapter 10, Public-Local Laws of 1933, relating to the power of the Commissioners of Robeson County to fix the compensation of the Clerk of the Superior Court and Register of Deeds.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 54, a bill to be entitled An act to amend Chapter 406 of the Public-Local Laws of 1915 to provide for the removal of and filling vacancies in the office of judge or solicitor of the County Court of Greene County.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Hatch, the House adjourns and will meet Monday night at 8 o'clock.



## TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES,

MONDAY NIGHT, February 10, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. Hathaway Cross of Gates County, Carl L. Bailey of Washington County, Don C. Young of Buncombe County, Wade Bruton of Montgomery County, and Leon Butler of Burke County, former members of the House.

On motion of Mr. Caveness, Florence Earl Bowden of Wake County is made an Honorary Pagette of the House.

On motion of Mr. Gass, Mack Edwards, daughter of Representative Edwards of Swain County, is made an Honorary Pagette of the House.

On motion of Mr. Watkins, Rachel Kearney of Franklin County is made an Honorary Pagette of the House.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

Mr. Bryant, for the Committee on Finance.

H. B. 11, a bill to be entitled An act to amend and supplement the Revenue Act of one thousand nine hundred and thirty-nine (1939), the same being Chapter one hundred and fifty-eight (158) of the Public Laws of North Carolina, Session of one thousand nine hundred and thirty-nine (1939).

With an unfavorable report as to bill, favorable as to Committee substitute.

On motion of Mr. Bryant the Committee substitute bill is adopted.

On motion of Mr. Bryant the Committee substitute bill is set as a special Order at the head of the Public Calendar for Tuesday, February 11, 1941.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 115, a bill to be entitled An act to provide for the extension of the public school system to embrace twelve grades in those school districts requesting the same.

With a favorable report.

On motion of Mr. Allen, Arch T., the bill is recommitted to Committee on Appropriations.

H. B. 159, a bill to be entitled An act to enlarge and extend the powers of the County Board of Education of Union County.

With a favorable report.

H. B. 28, a bill to be entitled An act to extend the school term required by Article IX of the Constitution of North Carolina to embrace a total of 180 days of school.

With an unfavorable report. With a minority report attached.

Mr. Stone, for the Committee on Roads.

S. B. 70, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, as amended by exempting from for hire license taxes persons hauling only agricultural lime furnished under the Agricultural Adjustment Administration.

With a favorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of union bus stations.

With a favorable report, as amended.

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## ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, report that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 136, a bill to be entitled An act to authorize search warrants for gambling and lottery devices, amending Consolidated Statutes of 1919, Section 4529.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Williams: H. B. 223, a bill to be entitled An act to amend Chapter 93 of the Consolidated Statutes of Volume 2, 1919, relating to building and loan associations, by inserting a new section authorizing insured loans.

Referred to Committee on Insurance.

By Mr. Ward: H. B. 224, a bill to be entitled An act to reimburse W. K. Miller, Route 1, Dover, North Carolina, on account of the death of W. K. Miller, Jr., a school child who was struck and killed by a school bus on October 18, 1940.

Referred to Committee on Appropriations.

By Mr. Withrow: H. R. 225, a joint resolution providing for the presentation of a silver service to the battleship *North Carolina* in behalf of the State and its people.

On motion of Mr. Withrow, the resolution is placed on the Calendar.

By Messrs. Allsbrook, Pritchett of Caldwell and Dobson: H. B. 226, a bill to be entitled An act to amend Consolidated Statutes 5182 of Volume 2, 1919, as amended by Chapter 11 of the Public Laws of 1937, relating to the manner in which building and loan associations may make loans.

Referred to Committee on Insurance.

And

H. B. 227, a bill to be entitled An act to amend Consolidated Statutes 5184 of Volume 2, 1919, as amended by Chapter 18 of the Public Laws of 1933, relating to the power of building and loan associations to borrow money.

Referred to Committee on Insurance.

And

H. B. 228, a bill to be entitled An act to amend Consolidated Statutes 5177 of Volume 2, 1919, as amended by Chapter 107 of the Public Laws of 1931, as amended by Chapter 26 of the Public Laws of 1933, relating to reserve funds of building and loan associations.

Referred to Committee on Insurance.



By Mr. Merritt: H. B. 229, a bill to be entitled An act to provide for the liquidation of the State Dry Cleaners Commission.

Referred to Committee on Judiciary No. 1.

By Mr. Fouts, by request: H. B. 230, a bill to be entitled An act to provide for the relief of the administrator of the estate of James Arnett, deceased.

Referred to Committee on Roads.

By Messrs. Morris and LeGrand: H. B. 231, a bill to be entitled An act to provide for an election in the City of Wilmington upon the question of having a City Manager form of government.

On motion of Mr. Morris the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Horner of Lee: H. B. 232, a bill to be entitled An act to provide for simplifying reports of employers to the North Carolina Unemployment Compensation Commission.

Referred to Committee on Unemployment Compensation.

And

H. B. 233, a bill to be entitled An act to amend Chapter 1, Public Laws 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

Referred to Committee on Unemployment Compensation.

By Messrs. Hatch, Allen, Arch T., and Allen, J. Leroy: H. B. 234, a bill to be entitled An act to incorporate the Town of Rolesville, in Wake County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Hatch: H. B. 235, a bill to be entitled An act to amend Chapter 249 of the Public Laws of 1925, as amended by Chapter 19, of the Public Laws of 1935, as amended by Chapter 61 of the Public Laws of 1939, relating to the transfers and assignments of claims against the State.

Referred to Committee on Judiciary No. 2.

By Mr. Fouts: H. B. 236, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as the North Carolina Workmen's Compensation Act, to allow injured employees to institute civil action for recovery of compensation awarded by the industrial commission and have in such action advantage of ancillary remedies provided by law.

Referred to Committee on Unemployment Compensation.

And

H. B. 237, a bill to be entitled An act to amend Section 2436 of the Consolidated Statutes of 1919, as amended, to provide a laborer's lien on mine and quarry products and the tools and machinery used in connection therewith.

Referred to Committee on Judiciary No. 1.

By Mr. Burt: H. B. 238, a bill to be entitled An act to amend Section 1443 as amended of the Consolidated Statutes of North Carolina, relative to the January Term of the Superior Court in Montgomery County so as to provide for the trial of uncontested divorce cases.

On motion of Mr. Burt the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Jarvis and Reynolds: H. B. 239, a bill to be entitled An act to require justices of the Peace to furnish surety bond conditioned upon proper accounting of funds coming into their hands.

Referred to Committee on Judiciary No. 1.

By Messrs. Bryant, Pollard, Fouts, Darden, Ramsay, LeGrand, Weeks, Ward, Carlyle, Burt, Edwards of Swain, Bost, Reynolds and Jarvis: H. B. 240, a bill to be entitled An act to amend Section 3884 of the Consolidated Statutes as amended relating to expenses allowed the judges of the Superior Court.

Referred to Committee on Appropriations.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 151, a bill to be entitled An act amending Chapter 109 of the Private Laws of 1933 as amended, the same being entitled "An Act relating to special assessments levied by the City of Greensboro."

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Woods, Wooten and Worthington—105.

Those voting in the negative are: None.

H. B. 169, a bill to be entitled An act to repeal Section 1 of Chapter 508 of the Public-Local Laws of 1927, relative to the issuance of bonds of Robeson County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of



Granville, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Woods, Wooten and Worthington—105.

Those voting in the negative are: None.

H. B. 144, a bill to be entitled An act to establish a State Marketing Authority to promote the more effective marketing of farm, home, sea and forest products, and to set up local marketing units in coöperation with counties, cities and towns.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Ausfin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Woods, Wooten and Worthington—105.

Those voting in the negative are: None.

H. B. 181, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Abernethy of Lincoln, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn,

Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Williams, Winkler, Withrow, Wooten and Worthington—102.

Those voting in the negative are: None.

H. B. 15, a bill to be entitled An act to amend Section 1884 of the Consolidated Statutes of North Carolina, Volume 1, 1919, relating to fish and fisheries.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 49, a bill to be entitled An act to amend Section 1339, Consolidated Statutes of 1919, relating to property of indigent to be sold or rented.

On motion of Mr. Halstead the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 97, a bill to be entitled An act to amend the laws relating to the special or emergency judges provided for by Section 1435 (a) of Volume 3, of the Consolidated Statutes.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 173, a bill to be entitled An act to amend Section 4268 of the Consolidated Statutes, so as to punish bailees embezzling funds and property of their bailor.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 34, a bill to be entitled An act to protect homing pigeons because of their value to the national defense.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Bryant, the House adjourns and will meet tomorrow at 11 A.M.

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### THIRTIETH DAY

HOUSE OF REPRESENTATIVES,  
TUESDAY, February 11, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Mr. Will S. Long of Alamance County, former member of the House.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Vogler, for the Committee on Counties, Cities and Towns.



H. B. 168, a bill to be entitled An act to increase the number of County Commissioners in Tyrrell County and to regulate the manner of their election.

With a favorable report.

H. B. 167, a bill to be entitled An act to enlarge the corporate limits of the City of Fayetteville; to establish and lay out the boundary lines for eight wards; and to provide for a new registration.

With a favorable report, as amended.

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 200, a bill to be entitled An act to validate sales of land for taxes in the County of Robeson or any municipality or taxing district therein made during the years 1939 and 1940.

With a favorable report.

H. B. 175, a bill to be entitled An act relating to the assignment of judgments.

With a favorable report, as amended.

H. B. 198, a bill to be entitled An act to provide for the collection of the delinquent taxes in Pitt County.

With an unfavorable report.

By Mr. McEachern, for the Committee on Manufactures and Labor.

H. B. 118, a bill to be entitled An act to amend Chapter 119 of the Public Laws of 1929, relative to membership on the State Board of Barber Examiners.

With an unfavorable report.

By Mr. Wallace of Lenoir, for the Committee on Recodification.

H. B. 207, a bill to be entitled An act to amend Section 5 of Chapter 315 of the Public Laws of 1939, relating to the codification of the statute law of North Carolina.

With a favorable report.

#### ENGROSSED BILLS

Mr. McLaughlin, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed and ask that they be sent to the Senate:

It is so ordered.

H. B. 144, a bill to be entitled An act to establish a State Marketing Authority to promote the more effective marketing of farm, home, sea and forest products, and to set up local marketing units in coöperation with counties, cities and towns.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Davis of Hyde: H. B. 241, a bill to be entitled An act to aid in the collection of taxes in the counties of North Carolina.

Referred to Committee on Judiciary No. 2.

By Mr. Gibbs: H. B. 242, a bill to be entitled An act to amend Section No. 7101 of the Consolidated Statutes of North Carolina, relating to the registration of birth certificates.

Referred to Committee on Health.

And

H. B. 243, a bill to be entitled An act to amend Chapter 540, Public-Local Laws of 1939, pertaining to revenue due Morehead City Racing Commission thereunder.

Referred to Committee on Finance.

By Mr. McDougle: H. B. 244, a bill to be entitled An act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

Referred to Committee on Judiciary No. 1.

By Mr. Ross: H. B. 245, a bill to be entitled An act to amend Chapter 150 of the Public Laws of 1929 being An Act to provide for the substitution of executors and/or trustees in wills probated and recorded in this State.

Referred to Committee on Banks and Banking.

And

H. B. 246, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1931, being An Act to preserve the fiduciary powers and liabilities of banks upon consolidation.

Referred to Committee on Banks and Banking.

By Mr. Sherrill: H. B. 247, a bill to be entitled An act to fix the salary of the County Accountant of Graham County.

Referred to Committee on Salaries and Fees.

By Mr. Burt: H. B. 248, a bill to be entitled An act to prohibit the sale of wine and beer on Sundays in Montgomery County.

Referred to Committee on Propositions and Grievances.

By Mr. Sikes: H. B. 249, a bill to be entitled An act to amend Section 2585 of the Consolidated Statutes of 1919, Volume 1, in regard to notice and place of sale of personal property.

Referred to Committee on Judiciary No. 1.

By Mr. Cook: H. B. 250, a bill to be entitled An act to amend Chapter 28, Private Laws of 1925, revising the Charter of the City of Fayetteville relating to the Public Works Commission.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 79, a bill to be entitled An act to amend Chapter 324 of the Public Laws of 1935, as amended by Chapter 313 of the Public Laws of 1937, so as to provide for the assignment of a member of the State Highway Patrol to the Office of the Governor of North Carolina.

Referred to Committee on Roads.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 169, a bill to be entitled An act to repeal Section 1 of Chapter 508 of the Public-Local Laws of 1927, relative to the issuance of bonds of Robeson County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.



Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Garrett, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Hutchins, Johnson, Kearney, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Winkler, Withrow, Woods, and Worthington—91.

Those voting in the negative are: None.

H. B. 159, a bill to be entitled An act to enlarge and extend the powers of the County Board of Education of Union County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 181, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Banks, Benton, Blalock, Bost, Bryant, Burgin, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—101.

Those voting in the negative are: None.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House for its consideration, Committee substitute for H. B. 11, a bill to be entitled An act to amend and supplement the Revenue Act of one thousand nine hundred and thirty-nine (1939), the same being Chapter one hundred and fifty-eight (158) of the Public Laws of North Carolina, Session of one thousand nine hundred and thirty-nine (1939).

The question now recurs upon the passage of the substitute bill on its second reading.

Mr. Bryant offers an amendment, which is adopted.

Mr. Bryant offers a second amendment, which is adopted.

Mr. Ward offers an amendment, which is adopted.

All of the amendments are held not to be material.

Mr. Allsbrook moves that consideration of the bill be postponed until Friday, February 14, 1941.

Mr. Jarvis offers as a substitute motion that consideration of the bill be postponed until Wednesday, February 12, 1941, and that the bill be set as a Second Special Order at the head of the Public Calendar on that day.

The substitute motion is adopted, and the bill is set as Special Order No. 2, for Wednesday, February 12, 1941.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 92. A Joint Resolution concerning the death and services of the Honorable Thomas Williams Mason Long, long a member of the General Assembly of North Carolina, in the House and in the Senate.

H. R. 162. A Joint Resolution providing for a Joint Session of the Senate and House of Representatives Tuesday, February 18, 1941, to commemorate the Fiftieth Anniversary of the founding of the Woman's College of The University of North Carolina.

H. R. 182. A Joint Resolution to move the sittings of the General Assembly of 1941 to Elizabeth City, Pasquotank County, North Carolina, for one day.

S. B. 19. An Act to amend Section 4641 of the Consolidated Statutes of North Carolina relating to verdicts in burglary cases.

S. B. 30. An Act to authorize the Board of County Commissioners of Cumberland County to place the assessments of Flea Hill Drainage District on the tax books to be collected by the Tax Collector and to authorize the Board of Drainage Commissioners to issue notes in anticipation of the collection of taxes and borrow money.

S. B. 54. An Act to amend Chapter 406 of the Public-Local Laws of 1915 to provide for the removal of and filling vacancies in the office of Judge or Solicitor of the County Court of Greene County.

H. B. 31. An Act to amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt Union County from certain of the provisions thereof.

H. B. 51. An Act to repeal Chapter 58 of the Public-Local Laws of 1929, placing the Sheriff of Camden County on a salary, and to repeal Chapter 74 of the Public-Local Laws of 1931, relating to the salary of the Sheriff of Camden County.

H. B. 54. An Act to amend Chapter 53, Public Laws, Regular Session 1937, entitled "An Act to permit women after divorce to resume the use of their maiden name."

H. B. 71. An Act to extend the terms of office of the Judge and the Prosecuting Attorney of the Recorder's Court of Pasquotank County from two to four years.



H. B. 80. An Act to dispense with the filing of an annual account by the Clerk of the Superior Court of Bertie County.

H. B. 86. An Act regulating the compensation of the Sheriff and tax collector of Clay County.

On motion of Mr. McEachern, the House adjourns and will meet tomorrow at 12 o'clock noon.

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### THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES,

WEDNESDAY, February 12, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. Walter Boswell of Wilson County and J. M. Bailey of Madison County, former members of the House.

On motion of Mr. McLaughlin, David Lee Kelley, Jr., of Yadkin County, is made an Honorary Page of the House.

On motion of Mr. Fouts, H. B. 236, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as the North Carolina Workman's Compensation Act, to allow injured employees to institute civil action for recovery of compensation awarded by the Industrial Commission and have in such action advantage of ancillary remedies provided by law, is withdrawn from the Committee on Unemployment Compensation and recommitted to the Committee on Judiciary No. 1.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Election and Election Laws:

H. B. 85, a bill to be entitled An act to provide a method for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the state-wide primary law.

With a favorable report.

H. B. 150, a bill to be entitled An Act to authorize the copying of the names of the registered electors in the precincts within the corporate limits of the City of Greensboro from the general election registration books and to make such electors eligible to vote the municipal primary and election.

With a favorable report.

H. B. 210, a bill to be entitled An act to provide for filing notices of candidacy and printing of ballots for municipal elections in the Town of Scotland Neck.

With a favorable report.

H. B. 70, a bill to be entitled An act to provide for a new registration of voters in Pasquotank County.

With a favorable report.

H. B. 121, a bill to be entitled An act to repeal Chapter 71, Private Laws of 1933, relating to the election of the Chief of Police of Morehead City.

With a favorable report.

H. B. 199, a bill to be entitled An act to validate the nomination and election of the County Commissioners of Anson County and to hereafter require compliance with Chapter 612 of the Public-Local Laws of 1939.

With a favorable report.

H. B. 152, a bill to be entitled An act to provide for the biennial election of the Board of County Commissioners of Yadkin County.

With an unfavorable report.

By Mr. Stone, for the Committee on Roads:

H. B. 222, a bill to be entitled An act to create a department of motor vehicles and transfer to such department duties now performed by other State agencies.

With a favorable report.

By Mr. Burgin, for the Committee on Agriculture:

S. B. 29, a bill to be entitled An act to amend Chapter 600 of the Public-Local Laws of North Carolina, Session of 1937, by including Pender and Duplin counties under the provisions of the said Chapter relative to agricultural tenancies.

With a favorable report.

By Mr. Ross, for the Committee on Banks and Banking:

H. B. 214, a bill to be entitled An act to amend Section 220(a) of the Consolidated Statutes of North Carolina, as amended, by adding a new subsection to provide for securing deposits and to be designated as subsection 7.

With a favorable report.

H. B. 245, a bill to be entitled An act to amend Chapter 150 of the Public Laws of 1929, being An Act to provide for the substitution of executors and/or trustees in wills probated and recorded in this State.

With a favorable report.

H. B. 246, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1931, being an act to preserve the fiduciary powers and liabilities of banks upon consolidation.

With a favorable report.

By Mr. Quinn, for the Committee on Propositions and Grievances:

S. B. 57, a bill to be entitled An act to prevent the operation of loud-speakers, amplifying systems and public address systems between the hours of 9 P.M. and 9 A.M., in certain instances, in Colly Township, Bladen County.

With a favorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 56, a bill to be entitled An act to amend Section 101, Article X, Chapter 407, Public Laws 1937, making it unlawful for any person under the influence of intoxicating liquor or narcotic or other drugs to drive any vehicle upon the highways of the State.

With a favorable report.

H. B. 219, a bill to be entitled An act to amend Chapter 456 of the Public Laws of 1935, and amendments thereto, known as the Housing Authorities



Law, relating to the creation of housing authorities to engage in slum clearance and projects to provide dwelling accommodations for persons of low income (including farmers of low income) and to define their powers.

With a favorable report.

H. B. 220, a bill to be entitled An act to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

With a favorable report.

H. B. 189, a bill to be entitled An act to amend Chapter 170, Public Laws of 1939, so that the provisions of said Act shall not apply to the county of Greene.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Davis of Hyde: H. B. 251, a bill to be entitled An act to provide for the relief of Hyde County by appropriating funds to compensate it for the loss of taxes on property acquired by the United States Government for refuge purposes.

Referred to Committee on Appropriations.

By Mr. Ramsay: H. B. 252, a bill to be entitled An act to facilitate service of process on non-residents doing business in North Carolina.

Referred to Committee on Judiciary No. 2.

By Messrs. Burgin, Allen, Arch T., and LeGrand: H. B. 253, a bill to be entitled An act to amend the Constitution, providing for the organization of the State Board of Education and the powers and duties of the same.

Referred to Committee on Constitutional Amendments.

By Messrs. Senter, Paschal and Caveness: H. B. 254, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939 to provide for the partial exemption of homesteads from taxation.

Referred to Committee on Finance.

By Mr. Worthington: H. B. 255, a bill to be entitled An act to require the State Highway and Public Works Commission to classify and establish a standard of salaries and wages and hours of labor for employees of the maintenance and construction division who are employed on an hourly basis of wages.

Referred to Committee on Roads.

By Messrs. Reynolds, Jarvis, Hatch and Allen, Arch T.: H. B. 256, a bill to be entitled An act defining teachers and continuing-contract teachers, providing for their release, and defining and providing for the cancelling of continuing contracts, and setting up employer-employee relationships between teachers and the State of North Carolina.

Referred to Committee on Education.

By Mr. Johnson: H. B. 257, a bill to be entitled An act to amend Chapter 314 of the Public Laws of 1939 with respect to physical examination for marriage license.

Referred to Committee on Health.

By Mr. Blalock: H. B. 258, a bill to be entitled An act relating to the tax exemption of certain electric membership corporations organized or reorganized under Chapter 291 of the Public Laws of 1935, and providing for limited and conditional refunds.

Referred to Committee on Public Utilities.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Senate Substitute for H. B. 84, a bill to be entitled An act to repeal Chapter 190, Public-Local Laws of 1919, and parts of Chapter 165, Public-Local Laws of 1911.

For adoption of Senate substitute.

On motion of Mr. Galloway, the bill is placed on the Calendar.

S. B. 95, a bill to be entitled An act to amend Section 5 of Chapter 315 of the Public Laws of 1939, relating to the codification of the Statute Law of North Carolina.

Referred to Committee on Recodification.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 167, a bill to be entitled An act to enlarge the corporate limits of the City of Fayetteville; to establish and lay out the boundary lines for eight wards; and to provide for a new registration.

On motion of Mr. Cook the Committee amendment is adopted.

As amended, passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Benton, Blalock, Bost, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 168, a bill to be entitled An act to increase the number of County Commissioners in Tyrrell County and to regulate the manner of their election.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 200, a bill to be entitled An act to validate sales of land for taxes in the County of Robeson or any municipality or taxing district therein made during the years 1939 and 1940.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

SPECIAL ORDER NO. 1

The hour for Special Order No. 1 having arrived, the Speaker lays before the House for its consideration H. B. 7, a bill to be entitled An act to apportion the members of the House of Representatives among the several counties of the State.

The question now recurs upon the passage of the bill on its second reading.

Mr. LeGrand offers an amendment.

Upon the adoption of the amendment, Mr. Pickens calls for the "Ayes" and "Noes."

The call is sustained.

The amendment fails of adoption by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allsbrook, Banks, Brown, Campen, Crawford, Davis of Dare, Dobson, Edwards of Greene, Everett, Fulghum, Garrett, Hatch, Honeycutt, Kearney, Kellum, LeGrand, Mallonee, Morris, Pearsall, Pritchett of Bertie, Ruark, Stone, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Wallace of Johnston, Weeks, Wooten, and Worthington—32.

Those voting in the negative are: Messrs. Allen, Arch T., Allen, J. Leroy, Benton, Blalock, Bost, Bryant, Burgin, Burns, Burt, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Swain, Ellenor, Fouts, Galloway, Gass, Gobble, Griffin, Halstead, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kerr, Kluttz, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Story, Tonissen, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Whitener, Williams, Winkler, Withrow and Woods—78.

The bill passes its second and third readings, and is ordered sent to the Senate without engrossment.

SPECIAL ORDER NO. 2

The hour for Special Order No. 2 having arrived, the Speaker lays before the House for its consideration, Committee substitute for H. B. 11, a bill to be entitled An act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session of 1939.

The question now recurs upon the passage of the Substitute bill, as amended, on its second reading.

The substitute bill, as amended, passes its second reading by the following roll call vote and remains on the Calendar for its third reading roll call.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Banks, Benton, Blalock, Bost, Brown,

Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Rudisill, Sellers, Sherrill, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—104.

Those voting in the negative are: None.

On motion of Mr. Ward, the House adjourns and will meet tomorrow at 12 o'clock noon.

### THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES,

THURSDAY, February 13, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

### HOUSE RESOLUTION

Mr. Blalock offers the following Resolution which is adopted: "A resolution concerning the death of the Honorable Frank Lemuel Dunlap, a former member of the House of Representatives and Chairman of the State Highway and Public Works Commission." (Complete text of the resolution appears in the House Journal Appendix.)

Courtesies of the floor are extended to Messrs. Frank Hobgood of Guilford County, H. M. Jackson of Lee County, Joseph T. Boushal of Wake County, Kenneth Royal of Wayne County, John W. Darden of Washington County, H. L. Swain of Tyrrell County, and H. P. Taylor of Anson County, former members of the General Assembly.

On motion of Mr. Bryant, Henry Jerome Young, Jr., of Wake County, is made an Honorary Page of the House.

On motion of Mr. Kerr, Charles Watkins and Irvine B. Watkins, Jr., sons of Representative Watkins of Vance County, are made Honorary Pages of the House.

On motion of Mr. Allen, Arch T., H. B. 188, a bill to be entitled An act to provide reimbursement for medical and hospital expenses incurred by Ernest Monroe Hudspeath on account of injuries sustained on the 3rd day of April, 1939, when struck by a school bus on the Johnsonville road in Harnett County,



is recalled from the Committee on Education and recommitted to the Committee on Appropriations.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Pickens, for the Committee on Judiciary No. 2:

H. B. 103, a bill to be entitled An act to regulate the drawing of juries in Granville County.

With a favorable report.

By Mr. Vogler, for the Committee on Counties, Cities and Towns:

H. B. 148, a bill to be entitled An act to amend, revise, and consolidate the statutes that constitute the Charter of the town of Mars Hill.

With a favorable report.

H. B. 174, a bill to be entitled An act to amend Chapter 37 of the Private Laws of 1923, relative to the Charter of the City of Greensboro.

With a favorable report.

H. B. 184, a bill to be entitled An act to amend Chapter 433 of the Public-Local Laws of 1937, as amended by Chapter 343 of the Public-Local Laws of 1939, amending the Charter of the town of Atlantic Beach, conferring authority to levy general property taxes.

With a favorable report.

H. B. 197, a bill to be entitled An act to fix the compensation of the Chairman and members of the Board of County Commissioners of Caldwell County and to fix the time of meetings of said Board.

With a favorable report.

H. B. 213, a bill to be entitled An act for the relief of R. C. Jennings, Deputy Sheriff for Wilkes County, North Carolina.

With a favorable report.

H. B. 234, a bill to be entitled An act to incorporate the Town of Rolesville, in Wake County.

With a favorable report.

By Mr. Gass, for the Committee on Public Welfare:

H. B. 179, a bill to be entitled An act to relieve Wayne County from liability for property damages or personal injuries caused by dogs under Section 1681 of Volume 1 of the Consolidated Statutes of 1919.

With a favorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1:

H. B. 221, a bill to be entitled An act to authorize housing authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; to make obligations issued for such projects of housing authori-

ties legal investments and security for deposits; and to declare valid all bonds, notes and obligations of housing authorities issued for projects heretofore undertaken to assure the availability of safe and sanitary dwellings for persons engaged in national defense activities.

With a favorable report.

H. B. 229, a bill to be entitled An act to provide for the liquidation of the State Dry Cleaners Commission.

With a favorable report.

H. B. 237, a bill to be entitled An act to amend Section 2436 of the Consolidated Statutes of 1919, as amended, to provide a laborer's lien on mine and quarry products and the tools and machinery used in connection therewith.

With a favorable report.

S. B. 53, a bill to be entitled An act relating to the indexing of records in Northampton County.

With a favorable report.

H. B. 236, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as the North Carolina Workmen's Compensation Act, to allow injured employees to institute civil action for recovery of compensation awarded by the Industrial Commission and have in such action advantage of ancillary remedies provided by law.

With a favorable report.

H. B. 239, a bill to be entitled An act to require Justices of the Peace to furnish surety bond conditioned upon proper accounting of funds coming into their hands.

With a favorable report.

By Mr. Bryant, for the Committee on Finance:

S. B. 71, a bill to be entitled An act to amend Section 22 of the Charter of the Town of Leaksville as amended by Chapter 633 of the Public-Local Laws of 1937, and to validate certain bonds and notes of the Town of Leaksville.

With a favorable report.

H. B. 243, a bill to be entitled An act to amend Chapter 540, Public-Local Laws of 1939, pertaining to revenue due Morehead City Racing Commission thereunder.

With a favorable report.

H. B. 171, a bill to be entitled An act relating to the payment of taxes in Mitchell County.

With a favorable report, as amended.

H. B. 101, a bill to be entitled An act to amend the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.

With unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Allen, Arch T., for the Committee on Education:

S. B. 21, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939, relating to the use and operation of state-owned school busses.

With a favorable report.

S. B. 31, a bill to be entitled An act to amend Chapter 397 of the Public Laws of North Carolina, Regular Session of 1937, relating to safety in the transportation of school children of North Carolina.

With a favorable report.



H. B. 208, a bill to be entitled An act to amend Consolidated Statutes 5757, Volume 3, 1924, as amended, relative to the Compulsory School Attendance Law.

With a favorable report.

H. B. 157, a bill to be entitled An act relating to the calling and conducting of elections and the method of levying and collecting taxes for a ninth month supplement to the Canton Graded School District.

With a favorable report.

By Mr. Taylor of Wayne, for the Committee on Courts and Judicial Districts.

H. B. 98, a bill to be entitled An act to amend Section 1421 of the Consolidated Statutes, relating to the authority of the Supreme Court to govern by rules of court the practice and procedure in the courts below the Supreme Court.

With a favorable report.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 127, a bill to be entitled An act to place the Prosecuting Attorneys of the Recorder's Courts of Robeson County upon a salary basis, and to amend Chapter 363 of the Public-Local Laws of 1935, relating to the filing of reports by the Clerks of the Recorder's Courts of Robeson County.

For concurrence in Senate amendment.

On motion of Mr. Pitman of Robeson the House concurs in Senate amendment, and the bill is ordered enrolled.

S. B. 90, a bill to be entitled An act authorizing the City of Burlington to erect, either within or without the city limits, a Municipal Building for an Auditorium and for an Armory, and validating certain bonds of said City.

Referred to Committee on Finance.

S. B. 101, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

Referred to Committee on Finance.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Williams: H. R. 259, a joint resolution inviting the Honorable J. Melville Broughton, Governor of North Carolina, and the Honorable J. C. B. Ehringhaus, former Governor of North Carolina, to address the Joint Session of the General Assembly at the Session to be held in Elizabeth City, in Pasquotank County, on February 26, 1941.

On motion of Mr. Williams the resolution is placed on its immediate passage. Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. R. 260, a joint resolution inviting the former Governors of the State of North Carolina and the members of the Council of State and their wives to

attend the meeting of the General Assembly at Elizabeth City as honor guests of Elizabeth City and Pasquotank County.

On motion of Mr. Williams the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Moore of Guilford, Pickens and Caveness: H. B. 261, a bill to be entitled An act empowering the Board of County Commissioners of Guilford County to create a Board to be known as the Revaluation Board of Assessors for Guilford County, and to create a Board to be known as a Board of Equalization and Review.

Referred to Committee on Judiciary No. 2.

By Messrs. Stoney, Gass, Everett, and Gobble: H. B. 262, a bill to be entitled An act providing for the establishment of an institution for the care of delinquent Negro girls in North Carolina.

Referred to Committee on Penal Institutions.

By Messrs. Ramsay and Uzzell: H. B. 263, a bill to be entitled An act to amend Subsection (e) of Section 1719, of Chapter 310, Public Laws of 1939, relating to service of summons in tax foreclosure actions.

Referred to Committee on Judiciary No. 2.

By Mr. Dobson: H. B. 264, a bill to be entitled An act to repeal Chapter 239, Public Laws of 1937, relative to the organization and management of mutual burial associations and to provide for supervision thereof.

Referred to Committee on Insurance.

By Messrs. Sikes, Umstead, Johnson, Pitman of Robeson, Edwards of Greene, Ruark, Cook, McEachern, Morris, and Abernathy of Nash: H. B. 265, a bill to be entitled An act to appropriate the sum of \$10,000.00 to be used by the Department of Conservation and Development in repairing, reconstructing or building a spillway at the mouth of Waccamaw River in Columbus County.

Referred to Committee on Appropriations.

By Mr. Hutchins: H. B. 266, a bill to be entitled An act to repeal Chapter 38, Private Laws of 1921, relating to the operation of pool rooms in the town of Hot Springs, Madison County.

Referred to Committee on Propositions and Grievances.

By Mr. Wallace of Johnston: H. B. 267, a bill to be entitled An act to amend Consolidated Statutes 1659, Volume 3, 1924, as amended, providing for absolute divorce on the grounds of incurable insanity of either party to the marriage contract.

Referred to Committee on Judiciary No. 2.

And

H. B. 268, a bill to be entitled An act to amend Consolidated Statutes 5759, Volume 3, 1924, as amended by Chapter 270 of the Public Laws of 1939, providing an appropriation to assist in the enforcement of a compulsory school attendance law.

Referred to Committee on Appropriations.

By Mr. Woods: H. B. 269, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919, as amended, relating to the terms of the Superior Court of Caswell County.

Referred to Committee on Courts and Judicial Districts.



By Mr. Moore of Davie: H. B. 270, a bill to be entitled An act to provide for the payment of a pension for the year 1940 to Noah Monroe Brock, a Confederate Veteran from Davie County and to place the said Noah Monroe Brock on the State Pension Roll.

Referred to Committee on Pensions.

By Messrs. Hughes of Mitchell and Rabb: H. B. 271, a bill to be entitled An act to prohibit the sale, possession and manufacture of intoxicating liquors within three and one-half miles of the Church of the Resurrection in Little Switzerland, North Carolina—a village with no police protection—and to appoint a constable in said area.

Referred to Committee on Propositions and Grievances.

By Mr. Rogers of Polk: H. B. 272, a bill to be entitled An act to amend Section 3 of Chapter 57, of the Public Laws of 1927, relating to the Board of Conservation and Development.

Referred to Committee on Conservation and Development.

By Mr. McGowan: H. B. 273, a bill to be entitled An act to provide clerical assistance for the Register of Deeds and Clerk of the Superior Court of Pender County.

Referred to Committee on Salaries and Fees.

By Mr. Davis of Dare: H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

Referred to Committee on Conservation and Development.

By Mr. Stoney: H. B. 275, a bill to be entitled An act to provide control of the importation of wild animals into North Carolina.

Referred to Committee on Conservation and Development.

By Mr. Gibbs: H. B. 276, a bill to be entitled An act to amend Chapter 75 of the Private Laws of 1933, relating to the Port Commission of Morehead City.

On motion of Mr. Gibbs, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sellars: H. B. 277, a bill to be entitled An act to promote efficiency in the operation of the six months constitutional school term in Alamance County by providing for supervision of instruction and/or otherwise providing for the professional improvement of teachers.

Referred to Committee on Education.

And

H. B. 278, a bill to be entitled An act to divide the Board of County Commissioners of Alamance County into two classes.

Referred to Committee on Counties, Cities and Towns.

By Mr. Brown: H. B. 279, a bill to be entitled An act to amend Chapter 288 of the Public Laws of 1937 relative to the amount of benefits to be paid under the Old Age Assistance Act.

Referred to Committee on Public Welfare.

By Mr. Kearney: H. B. 280, a bill to be entitled An act to authorize the governing body of the Town of Franklinton to cancel all paving assessments against all churches and church property in said town.

On motion of Mr. Kearney, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Norman: H. B. 281, a bill to be entitled An act to ratify and validate the proceedings of the Town of Jonesville for the issuance of certain bonds of said town.

Referred to Committee on Finance.

By Messrs. Allen, Arch T., Hatch and Allen, J. Leroy, by request: H. B. 282, a bill to be entitled An act to create civil service commissions for the fire department and police departments of the municipalities of North Carolina with a population of 30,000 or more, and to provide the necessary machinery and rules for the organization and operation of said civil service commissions and departments.

Referred to Committee on Counties, Cities and Towns.

By Mr. Gibbs: H. B. 283, a bill to be entitled An act to amend Section 3316 of the Consolidated Statutes of North Carolina, dealing with recordation of right-of-way easements.

Referred to Committee on Judiciary No. 1.

By Messrs. Pollard and Bryant: H. B. 284, a bill to be entitled An act to authorize the County of Durham to erect and equip a new County building, and to issue bonds therefor.

Referred to Committee on Finance.

By Mr. Bryant: H. B. 285, a bill to be entitled An act to authorize the issuance of bonds of the State to reimburse funds for emergency advances.

Referred to Committee on Finance.

By Messrs. Allen, Arch T., Hatch, Reynolds, Jarvis, Sellars, and Allen, J. Leroy: H. B. 286, a bill to be entitled An act to provide for a ninth increment in salary for the public school-teachers of North Carolina.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE GOVERNOR

The following message is received from the Governor transmitting the report of the Fair Labor Standards Commission:

*Mr. President, Mr. Speaker and members of the General Assembly:*

In pursuance of a joint resolution adopted by the General Assembly of 1939, my distinguished predecessor, Governor Clyde R. Hoey, appointed a commission of five members to make a study of the maximum hours and minimum wages for employment of male and female persons in North Carolina and to report to the next General Assembly its findings and recommendations with regard to the enactment of a Fair Labor Standards Act for this State. The commission appointed by the Governor is composed of the following: Forrest H. Shuford, State Commissioner of Labor as Chairman; Capus M. Waynick, High Point; H. P. Taylor, Wadesboro; Hugh Horton, Williamston; and Henry C. Dobson, Elkin.

This Commission, which is designated as the Fair Labor Standards Act Commission, filed its report with me on the afternoon of Saturday, February 8, 1941. The report is addressed jointly to the Governor and to the members of the General Assembly, and I transmit the report herewith to the General



Assembly. I have delayed transmitting this report until now in order that it could be printed in such numbers as to be available for distribution to the members of the General Assembly at the time of its transmittal. It will be observed that the printed report contains the report of the majority of the Commission and likewise a minority report signed by two members of the Commission. I urge the General Assembly to give careful consideration both to the report of the Commission and to the minority report.

It will be noted by the General Assembly that while the Commission is of the opinion that no necessity or demand exists in North Carolina for the enactment at this time of minimum-wage and maximum-hour law to supplement the Fair Labor Standards Act of 1939 and that the enactment of such law at this time would not be to the best interest of employers and employees or to the State as a whole, it does make specific recommendations for the adoption of a substantial number of amendments to the existing labor laws. These proposed amendments, which are listed in detail in the report of the Commission and as to the adoption of which both the majority and minority are in accord, are most desirable. I earnestly urge upon the General Assembly the adoption of these proposed amendments. A bill will be introduced incorporating these amendments and I earnestly hope that it will be approved and enacted by the General Assembly.

There will of course be differences of opinion among the members of the General Assembly as to the divergent views of the majority and minority of the Commission or other features of the report. The Commission has performed its task painstakingly and thoroughly. The differences between the majority and the minority have been honest and friendly differences of opinion and there has been evidenced throughout the deliberations of the Commission a fine spirit of respect and cordiality on the part of the majority and the minority. I desire to commend each member of the Commission for the excellent public service that has been rendered in connection with the hearings and consideration of this important matter.

While I have the fullest sympathy for the views of the minority as expressed in their report and sincerely believe that the proposals which are, in many respects, unprecedented, it will be for the best interest of the State at this time that the recommendations of the majority be followed. In this connection it may be observed that up to now no state in the American Union has adopted as a state law any minimum-wage and maximum-hour law supplementary to or coördinate with the federal wages and hours act. It is quite evident that the sentiment of this state is unfavorable to the adoption of such legislation in North Carolina at this time.

I therefore urge the General Assembly to enact into law the specific recommendations contained in the report of the majority of the Commission, including the repeal of those laws specifically set forth in the report of the majority of the Commission as constituting undesirable exemptions to existing labor laws in this state. These recommendations, if adopted, will adequately provide that no employer shall employ a female person for more than forty-eight hours in any one week or nine hours in any one day, or on more than six days in any period of seven consecutive days; and that no employer shall employ a male person for more than fifty-five hours in any one week, or more than twelve days in any period of fourteen consecutive days or more than ten hours in any one day. It is my opinion that such enactment will be well re-

ceived by capital and labor, business and industry, and by the people as a whole. Thus the splendid spirit of harmony in respect to matters of labor in this state will be preserved and enhanced.

Respectfully submitted,

J. MELVILLE BROUGHTON,  
*Governor.*

February 13, 1941.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 167, a bill to be entitled An act to enlarge the corporate limits of the City of Fayetteville; to establish and lay out the boundary lines for eight wards; and to provide for a new registration.

As amended, passes its third reading by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, Worthington—104.

Those voting in the negative are: None.

H. B. 70, a bill to be entitled An act to provide for a new registration of voters in Pasquotank County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Senate Committee substitute for H. B. 84, a bill to be entitled An act to repeal Chapter 190, Public-Local Laws of 1919, and parts of Chapter 165, Public-Local Laws of 1911.

On motion of Mr. Galloway consideration of the bill is postponed until Friday, February 14, 1941.

H. B. 85, a bill to be entitled An act to provide a method for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the State-wide Primary Law.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 121, a bill to be entitled An act to repeal Chapter 71, Private Laws of 1933, relating to the election of the Chief of Police of Morehead City.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 150, a bill to be entitled An act to authorize the copying of the names of the registered electors in the precincts within the corporate limits of the City of Greensboro from the general election registration books, and to make such electors eligible to vote in the municipal primary and election.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 189, a bill to be entitled An act to amend Chapter 170, Public Laws of 1939, so that the provisions of said Act shall not apply to the County of Greene.

On motion of Mr. Paschal the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 199, a bill to be entitled An act to validate the nomination and election of the County Commissioners of Anson County and to hereafter require compliance with Chapter 612 of the Public-Local Laws of 1939.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 210, a bill to be entitled An act to provide for filing notices of candidacy and printing of ballots for municipal elections in the Town of Scotland Neck.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 29, a bill to be entitled An act to amend Chapter 600 of the Public-Local Laws of North Carolina, Session of 1937, by including Pender and Duplin counties under the provisions of the said Chapter relative to agricultural tenancies.

Passes its second and third readings, and is ordered enrolled.

S. B. 57, a bill to be entitled An act to prevent the operation of loudspeakers, amplifying systems and public address systems between the hours of nine p.m. and nine a.m. in certain instances in Colly Township, Bladen County.

Passes its second and third readings, and is ordered enrolled.

H. B. 11, a bill to be entitled An act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session of 1939.

Mr. Hatch offers an amendment which is adopted.

Mr. Allsbrook offers an amendment, which fails of adoption.

Mr. Bryant offers several amendments, which are adopted.

Mr. Ramsay offers an amendment, which is adopted.

All of the amendments adopted are held not be material.

The question now recurs upon the passage of the bill, as amended, on its third reading.

The bill passes its third reading by the following roll call vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson,

Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

On motion of Mr. Boswood, the House adjourns and will meet tomorrow at 11 A.M.

### THIRTY-THIRD DAY

HOUSE OF REPRESENTATIVES,  
FRIDAY, February 14, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Mr. Paul Ervin of Mecklenburg County, former member of the House of Representatives.

On motion of Mr. Umstead, John McLaughlin, son of Representative McLaughlin of Iredell County, is made an Honorary Page of the House.

Representative Rabb of McDowell County is granted leave of absence until Monday, February 17, 1941.

Pursuant to House Resolution previously adopted, Mr. Speaker Mull appoints Messrs. Blalock, Moore of Scotland, and Richardson as a Committee to attend the funeral of the Honorable Frank L. Dunlap.

Pursuant to House Resolution 259, a joint resolution inviting the Honorable J. Melville Broughton, Governor of North Carolina, and the Honorable J. C. B. Ehringhaus, former Governor of North Carolina, to address the Joint Session of the General Assembly at the session to be held in Elizabeth City in Pasquotank County on February 26, 1941, and House Resolution 260, a joint resolution inviting the former Governors of the State of North Carolina and the members of the Council of State and their wives to attend the meeting of the General Assembly at Elizabeth City as honored guests of Elizabeth City and Pasquotank County, Mr. Speaker Mull appoints a Committee on the part of the House Messrs. Williams, Halstead, and Pritchett of Caldwell, to act with a like Committee to be appointed from the Senate, and the Senate is so notified.

On motion of Mr. Allsbrook Senate Bill 79, a bill to be entitled An act to amend Chapter 324 of the Public Laws of 1935, as amended by Chapter 312 of the Public Laws, so as to provide for the assignment of a member of the



State Highway Patrol to the Office of the Governor of North Carolina, is recalled from the Committee on Roads and placed on today's Calendar.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles together with reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Burgin, for the Committee on Agriculture.

H. B. 73, a bill to be entitled An act to prevent the importation into North Carolina of any hog infected with hog cholera or other contagious or infectious hog disease or which comes from a state or territory in which hog cholera or other contagious or infectious hog disease is prevalent.

With a favorable report, as amended.

By Mr. Johnson, for the Committee on Health:

H. B. 257, a bill to be entitled An act to amend Chapter 314 of the Public Laws of 1939 with respect to physical examination for marriage license.

With a favorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1:

H. B. 283, a bill to be entitled An act to amend Section 3316 of the Consolidated Statutes of North Carolina, dealing with recordation of right-of-way easements.

With a favorable report.

H. B. 117, a bill to be entitled An act to authorize the Department of Conservation and Development to acquire by condemnation such land for State forests, State parks and other public developments as may be necessary.

With a favorable report, as amended.

H. B. 29, a bill to be entitled An act to curb the activities of loan agencies and to abolish usury in North Carolina and to be known as Consolidated Statutes, Section 2306, subsection (a).

With unfavorable report.

By Mr. Ruark, for the Committee on Drainage:

H. B. 190, a bill to be entitled An act to change the method of enlarging Riders Creek Drainage District in Tyrrell County.

With a favorable report.

By Mr. Pollard, for the Committee on Public Utilities:

H. B. 22, a bill to be entitled An act to clarify the exemption from supervision of municipally owned and operated public utilities.

With a favorable report, as amended.

H. B. 217, a bill to be entitled An act to amend Chapter 57 of the Public Laws of 1937, providing for the appointment of county electrical inspectors.

With an unfavorable report.

By Mr. Quinn, for the Committee on Propositions and Grievances:

H. B. 248, a bill to be entitled An act to prohibit the sale of wine and beer on Sundays in Montgomery County.

With a favorable report.

H. B. 135, a bill to be entitled An act to prohibit the sale of wine or beer between the hours of 12:01 A.M. and 6:00 A.M. in Forsyth County.

With a favorable report, as amended.

By Mr. Ward, for the Committee on Higher Education:

H. B. 145, a bill to be entitled An act to amend Consolidated Statutes 5892, Volume 2, 1919, relating to the admission of students to the North Carolina school for the deaf at Morganton.

With a favorable report.

By Mr. Pickens, for the Committee on Judiciary No. 2:

H. B. 100, a bill to be entitled An act to amend Chapter 38, Public Laws of 1935, relating to plumbing and heating contractors.

With an unfavorable report.

H. B. 110, a bill to be entitled An act to place law enforcement officers in Cumberland County under the control and supervision of the sheriff of said County.

With an unfavorable report as to bill, favorable as to committee substitute bill.

By Mr. Taylor, for the Committee on Courts and Judicial Districts:

H. B. 64, a bill to be entitled An act to provide for Special Judges in North Carolina.

With a favorable report, as amended.

#### ENGROSSED BILLS

Mr. McLaughlin, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed and ask that they be sent to the Senate:

It is so ordered.

Committee substitute for H. B. 11, a bill to be entitled An act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session of 1939.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. McDougale, Cook, Pollard, Pickens, Bryant, Kerr, Uzzell, Jarvis, Hatch, Abernathy of Nash, Caveness, Weeks, Whitener, Ramsay, Stoney, Pritchett of Bertie, Carlyle, Darden, Rogers of Polk, Moore of Guilford, Ruark, Taylor of Wayne, Bridger, Johnson, and Pitman of Robeson: H. B. 287, a bill to be entitled An act to provide for the selection of Justices of the Peace.

Referred to Committee on Judiciary No. 1.

By Mr. Abernethy of Lincoln: H. B. 288, a bill to be entitled An act to amend Chapter 532 of the Public-Local Laws of the Session of 1933, relating to free shows in Lincoln County.

Referred to Committee on Judiciary No. 2.

And

H. B. 289, a bill to be entitled An act to fix the salary and expense allowance of, and impose additional duties upon the clerk of the Superior Court of Lincoln County.

Referred to Committee on Judiciary No. 2.

And

H. B. 290, a bill to be entitled An act to amend the Charter of Lincolnton.

Referred to Committee on Judiciary No. 2.



By Mr. Richardson, by request: H. B. 291, a bill to be entitled An act to provide compensation for personal injuries sustained by McLendon Helms by reason of being run over by a public school bus in Union County.

Referred to Committee on Appropriations.

By Mr. Austin: H. B. 292, a bill to be entitled An act to define and establish the Senatorial Districts of the State, and to make the apportionment of the members of the Senate.

Referred to Committee on Senatorial Districts.

On motion of Mr. Austin, six hundred extra copies of the bill are ordered printed.

By Mr. Pitman of Avery: H. B. 293, a bill to be entitled An act to amend Chapter 210 of the Public-Local Laws of 1929, relating to fee to be paid for the seizure of stills in Avery County.

Referred to Committee on Propositions and Grievances.

By Mr. Morris: H. B. 294, a bill to be entitled An act to amend Chapter 6, Public Laws of 1939, Chapter 233, Public-Local Laws of 1939, as to investments of the funds of the Law Enforcement Officers' Benefit Fund and as to the officers included therein.

Referred to Committee on Judiciary No. 2.

By Mr. Stoney: H. B. 295, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1935, as amended by Chapter 203 of the Public Laws of 1937, relating to public drunkenness.

Referred to Committee on Propositions and Grievances.

By Mr. Merritt: H. B. 296, a bill to be entitled An act to transfer the control and supervision of the State Museum to the Department of Conservation and Development.

Referred to Committee on Conservation and Development.

By Mr. Ward: H. B. 297, a bill to be entitled An act to amend Section 3907 of the Consolidated Statutes, relating to the fees to be charged by the Register of Deeds of Craven County.

Referred to Committee on Salaries and Fees.

And

H. B. 298, a bill to be entitled An act to authorize the Board of County Commissioners of Craven County to defer revaluation of real estate and to create a Central Board of Assessors for Craven County.

Referred to Committee on Judiciary No. 1.

By Mr. Ellenor: H. B. 299, a bill to be entitled An act to repeal Chapter 8 of the Public-Local Laws of 1927, relative to the issuance of bonds of Gates County.

Referred to Committee on Finance.

And

H. B. 300, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes of 1919, relating to the practice of law by Justices of the Peace in Gates County.

Referred to Committee on Judiciary No. 1.

By Mr. McGowan: H. B. 301, a bill to be entitled An act authorizing the Board of Commissioners of Pender County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Referred to Committee on Finance.

By Mr. Paschal: H. B. 302, a bill to be entitled An act to amend Section 52, Chapter 407 of the Public Laws of 1937, relating to fees for trailers towed by trucks.

Referred to Committee on Roads.

By Messrs. Hatch, Allen, Arch T., and Allen, J. Leroy: H. B. 303, a bill to be entitled An act to make it unlawful to fish from or near a bridge on the river road over Beaver Creek in Saint Matthews Township, Wake County.

Referred to Committee on Game.

By Mr. McEachern: H. B. 304, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, establishing maximum working hours, with certain exceptions, and repealing Chapter 406 of the Public Laws of 1937, relating to the maximum hours law, and Chapter 312 of the Public Laws of 1939, amending Section 6554 of the Consolidated Statutes, as amended, relative to hours of labor for employees of retail and wholesale florists.

Referred to Committee on Manufactures and Labor.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 41, a bill to be entitled An act to reduce the punishment for capital felonies from death to life imprisonment when recommended by the jury.

Referred to Committee on Courts and Judicial Districts.

S. B. 83, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes of 1919 prohibiting certain public officers from practicing law.

Referred to Committee on Judiciary No. 1.

S. B. 85, a bill to be entitled An act to clarify the procedure for the payment of unclaimed bank deposits to the University of North Carolina.

Referred to Committee on Finance.

S. B. 86, a bill to be entitled An act to prohibit the sale of Bay Rum in Catawba County.

Referred to Committee on Propositions and Grievances.

S. B. 89, a bill to be entitled An act to amend Consolidated Statutes of North Carolina as to the State Guard.

Referred to Committee on Military Affairs.

S. B. 94, a bill to be entitled An act to amend Article XVII of Chapter 310 of the Public Laws of 1939 relating to the collection and foreclosure of taxes and applying only to Cumberland County.

Referred to Committee on Finance.

H. B. 9, a bill to be entitled An act to repeal Chapter 544, Public-Local Laws of 1937, relating to the manufacture and sale of beer and wine within two and one-half miles of certain churches in Harnett County.

For concurrence in Senate amendment.

On motion of Mr. Ward the House concurs in the Senate amendment and the bill is ordered enrolled.



## SPECIAL MESSAGES

SENATE CHAMBER,

February 14, 1941.

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of S. B. 9, entitled, "To repeal Chapter 544, Public-Local Laws of 1937, relating to the manufacture and sale of beer and wine within two and one-half miles of certain churches in Harnett County," for further consideration by the Senate.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*

On motion of Mr. Senter, the request is refused, and the Senate is so notified.

SENATE CHAMBER,

February 14, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to House Resolution 259 entitled, "A Joint Resolution inviting the Honorable J. Melville Broughton, Governor of North Carolina, and the Honorable J. C. B. Ehringhaus, former Governor of North Carolina, to address the Joint Session of the General Assembly at the session to be held in Elizabeth City in Pasquotank County on February 26, 1941," and House Resolution 260 entitled, "A Joint Resolution inviting the former Governors of the State of North Carolina and the members of the Council of State and their wives to attend the meeting of the General Assembly at Elizabeth City as honor guests of Elizabeth City and Pasquotank County," the President has appointed Senator Merrill Evans and Senator Joe L. Blythe for the Committee on the part of the Senate.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 148, a bill to be entitled An act to amend, revise, and consolidate the statutes that constitute the Charter of the Town of Mars Hill.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Campen, Carlyle, Caveness, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Malonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore

of Wilson, Morris, McDougale, McGowan, McLaughlin, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Uzzell, Vogler, Wallace of Johnston, Ward, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—98.

Those voting in the negative are: None.

H. B. 157, a bill to be entitled An act relating to the calling and conducting of elections and the method of levying and collecting taxes for a ninth month supplement to the Canton Graded School District.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Campen, Carlyle, Caveness, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Klutz, LeGrand, Mal-lonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Uzzell, Vogler, Wallace of Johnston, Ward, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—98.

Those voting in the negative are: None.

H. B. 184, a bill to be entitled An act to amend Chapter 433 of the Public-Local Laws of 1937, as amended by Chapter 343 of the Public-Local Laws of 1939, amending the Charter of the Town of Atlantic Beach, conferring authority to levy general property taxes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Campen, Carlyle, Caveness, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Klutz, LeGrand, Mal-lonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead,



Uzzell, Vogler, Wallace of Johnston, Ward, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—98.

Those voting in the negative are: None.

H. B. 234, a bill to be entitled An act to incorporate the Town of Rolesville, in Wake County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Campen, Carlyle, Caveness, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mal-lonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougle, McGowan, McLaughlin, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Uzzell, Vogler, Wallace of Johnston, Ward, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—98.

Those voting in the negative are: None.

S. B. 53, a bill to be entitled An act relating to the indexing of records in Northampton County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Campen, Carlyle, Caveness, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mal-lonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougle, McGowan, McLaughlin, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Uzzell, Vogler, Wallace of Johnston, Ward, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—98.

Those voting in the negative are: None.

S. B. 71, a bill to be entitled An act to amend Section 22 of the Charter of the Town of Leaksville as amended by Chapter 633 of the Public-Local Laws of 1937, and to validate certain bonds and notes of the Town of Leaksville.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Campen, Carlyle, Caveness, Cook,

Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mal-lonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougle, McGowan, McLaughlin, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Uzzell, Vogler, Wallace of Johnston, Ward, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—98.

Those voting in the negative are: None.

Senate Committee Substitute for H. B. 84, a bill to be entitled An act to repeal Chapter 190, Public-Local Laws of 1919, and parts of Chapter 165, Public-Local Laws of 1911.

On motion of Mr. Galloway, the Senate Committee substitute bill is adopted. Passes its second and third readings, and is ordered enrolled.

The original House Bill is laid on the table.

H. B. 103, a bill to be entitled An act to regulate the drawing of juries in Granville County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 171, a bill to be entitled An act relating to the payment of taxes in Mitchell County.

On motion of Mr. Hughes, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 174, a bill to be entitled An act to amend Chapter 37 of the Private Laws of 1923, relative to the Charter of the City of Greensboro.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 179, a bill to be entitled An act to relieve Wayne County from liability for property damages or personal injuries caused by dogs under Section 1681 of Volume 1 of the Consolidated Statutes of 1919.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 197, a bill to be entitled An act to fix the compensation of the Chairman and members of the Board of County Commissioners of Caldwell County and to fix the time of meetings of said Board.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 213, a bill to be entitled An act for the relief of R. C. Jennings, Deputy Sheriff for Wilkes County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 243, a bill to be entitled An act to amend Chapter 540, Public-Local Laws of 1939, pertaining to revenue due Morehead City Racing Commission thereunder.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 219, a bill to be entitled An act to amend Chapter 456 of the Public Laws of 1935, and amendments thereto, known as the Housing Authorities Law, relating to the creation of housing authorities to engage in slum clearance, and projects to provide dwelling accommodations for persons of low income (including farmers of low income) and to define their powers.

On motion of Mr. Ward, consideration of the bill is postponed until Tuesday, February 18, 1941.

H. B. 220, a bill to be entitled An act to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

On motion of Mr. Ward, consideration of the bill is postponed until Tuesday, February 18, 1941.

H. B. 221, a bill to be entitled An act to authorize Housing Authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings, for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize Housing Authorities to coöperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of Housing Authorities and of the Federal Government; to make obligations issued for such projects of Housing Authorities legal investments and security for deposits; and to declare valid all bonds, notes and obligations of Housing Authorities issued for projects heretofore undertaken to assure the availability of safe and sanitary dwellings for persons engaged in national defense activities.

On motion of Mr. Ward, consideration of the bill is postponed until Tuesday, February 18, 1941.

H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of union bus stations.

On motion of Mr. McDougle, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 28, a bill to be entitled An act to extend the school term required by Article IX of the Constitution of North Carolina to embrace a total of 180 days of school.

For consideration of minority report.

On motion of Mr. Pritchett of Bertie, the bill is recommitted to the Committee on Education.

H. B. 56, a bill to be entitled An act to amend Section 101, Article X, Chapter 407, Public Laws 1937, making it unlawful for any person under the influence of intoxicating liquor or narcotic or other drugs to drive any vehicle upon the highways of the State.

On motion of Mr. Weeks, consideration of the bill is deferred until Wednesday, February 19, 1941.

H. B. 98, a bill to be entitled An act to amend Section 1421 of the Consolidated Statutes relating to the authority of the Supreme Court to govern by rules of court the practice and procedure in the courts below the Supreme Court.

On motion of Mr. Kerr, consideration of the bill is deferred until Wednesday, February 19, 1941.

Committee Substitute for H. B. 101, a bill to be entitled An act to amend the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.

On motion of Mr. Jarvis, the Committee substitute is adopted.

On motion of Mr. Jarvis, the Committee substitute bill is set as a Special Order at the head of the Public Calendar for Wednesday, February 19, 1941.

On motion of Mr. Jarvis, four hundred copies of the bill are ordered printed.

H. B. 124, a bill to be entitled An act to authorize the State Highway Patrolmen to execute warrants issued by Justice of the Peace in any part of the State without the necessity of indorsement.

On motion of Mr. Hatch, the bill is recommitted to the Committee on Roads.

H. B. 175, a bill to be entitled An act relating to the assignment of judgments.

On motion of Mr. Pickens, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 207, a bill to be entitled An act to amend Section 5 of Chapter 315 of the Public Laws of 1939, relating to the codification of the Statute Law of North Carolina.

On motion of Mr. Kerr, consideration of the bill is deferred until Monday, February 17, 1941.

H. B. 208, a bill to be entitled An act to amend Consolidated Statutes 5757, Volume 3, 1924, as amended, relative to the compulsory school attendance law.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

On motion of Mr. Pickens, the vote by which the bill passed its third reading is reconsidered.

On motion of Mr. Pickens, further consideration of the bill is deferred until Monday, February 17, 1941.

H. B. 214, a bill to be entitled An act to amend Section 220 (a) of the Consolidated Statutes of North Carolina, as amended, by adding a new subsection to provide for securing deposits and to be designated as Subsection 7.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 222, a bill to be entitled An act to create a Department of Motor Vehicles and transfer to such Department duties now performed by other State Agencies.

On motion of Mr. Stone, consideration of the bill is deferred until Tuesday, February 18, 1941.

H. R. 225, a joint resolution providing for the presentation of a silver service to the Battleship *North Carolina* in behalf of the State and its people.

On motion of Mr. Withrow, the bill is recommitted to the Committee on Appropriations.



H. B. 229, a bill to be entitled An act to provide for the liquidation of the State Dry Cleaners Commission.

On motion of Mr. Allsbrook, consideration of the bill is deferred until Monday, February 17, 1941.

H. B. 236, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as the North Carolina Workmen's Compensation Act, to allow injured employees to institute civil action for recovery of compensation awarded by the Industrial Commission and have in such action advantage of ancillary remedies provided by law.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 237, a bill to be entitled An act to amend Section 2436 of the Consolidated Statutes of 1919, as amended, to provide a laborer's lien on mine and quarry products and the tools and machinery used in connection therewith.

On motion of Mr. Richardson, consideration of the bill is deferred until Tuesday, February 18, 1941.

H. B. 239, a bill to be entitled An act to require Justices of the Peace to furnish surety bond conditioned upon proper accounting of funds coming into their hands.

An amendment offered by Mr. LeGrand is adopted.

An amendment offered by Mr. Edwards of Swain is adopted.

The bill passes its second reading.

On motion of Mr. Uzzell, further consideration of the bill is deferred until Tuesday, February 18, 1941.

H. B. 245, a bill to be entitled An act to amend Chapter 150 of the Public Laws of 1929, being An act to provide for the substitution of executors and/or trustees in wills probated and recorded in this State.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 246, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1931, being An act to preserve the fiduciary powers and liabilities of banks upon consolidation.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 21, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939, relating to the use and operation of State-owned school busses.

On motion of Mr. Allen, Arch T., the bill is recommitted to the Committee on Appropriations.

S. B. 31, a bill to be entitled An act to amend Chapter 397 of the Public Laws of North Carolina, Regular Session of 1937, relating to safety in the transportation of school children of North Carolina.

Passes its second and third readings, and is ordered enrolled.

S. B. 70, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, as amended, by exempting from the for hire license taxes persons hauling only agricultural lime furnished under the Agricultural Adjustment Administration.

Mr. Winkler offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 79, a bill to be entitled An act to amend Chapter 324 of the Public Laws of 1935, as amended by Chapter 313 of the Public Laws of 1937, so as to provide for the assignment of a member of the State Highway Patrol to the Office of the Governor of North Carolina.

Passes its second and third readings, and is ordered enrolled.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 29. An Act to amend Chapter 600 of the Public-Local Laws of North Carolina, Session of 1937, by including Pender and Duplin counties under the provisions of the said Chapter relative to agricultural tenancies.

S. B. 34. An Act to protect homing pigeons because of their value to the national defense.

S. B. 57. An Act to prevent the operation of loudspeakers, amplifying systems, and public address systems between the hours of nine o'clock P.M. and nine o'clock A.M., in certain instances, in Colly Township, Bladen County.

H. B. 26. An Act to prohibit the killing of wild turkeys in Montgomery for a period of five years.

H. B. 43. An Act to dispense with the requirement of Consolidated Statutes 3189, Volume 1, 1919, that the Holy Gospel be kissed as a part of the administration of an oath.

H. B. 50. An Act to permit coöperative electric associations or corporations operating in this State to be extended the same privileges as are now enjoyed by electric membership corporations operating under the North Carolina Rural Electrification Authority, in certain instances and under certain conditions.

H. B. 69. An Act to amend the law relative to the Recorder's Court of Pasquotank County.

H. B. 75. An Act to amend the Charter of the Town of Cornelius as contained in Chapter 367 of the Private Laws of 1905, and amendments thereto, relative to the jurisdiction of the Mayor's Court.

H. B. 83. An Act to amend Chapter 64, Public Laws, 1924, Extra Session, same being Section 3333 of the Consolidated Statutes, validating certain official deeds omitting seals.

H. B. 90. An Act to confer civil jurisdiction on the Recorder's Court of Thomasville.

H. B. 91. An Act to exempt certain trucks engaged in national defense projects from the for hire license.

H. B. 107. An Act to amend subsection 15, paragraph C of Section 24 of Chapter 145 of the Public Laws of 1931, relating to applications for refund of the road tax on gasoline.

H. B. 108. An Act to amend subsection 5 of Section 24 of Chapter 145 of the Public Laws of 1931, relating to the gasoline road tax.

H. B. 127. An Act to place the prosecuting attorneys of the Recorders' Courts of Robeson County upon a salary basis, and to amend Chapter 363 of the Public-Local Laws of 1935, relating to the Clerks of Recorders' Courts in Robeson County, and relating to the filing of reports by the Clerks of the Recorders' Courts of Robeson County.



H. B. 132. An Act to authorize the Sinking Fund Commission to invest State sinking funds in bonds or securities fully guaranteed both as to principal and interest by the United States and for other purposes.

H. B. 134. An Act to amend Section 1244 of the Consolidated Statutes of North Carolina of 1919, Volume 1, so as to allow the Clerk of the Superior Court of Nash County to apportion the cost in tax foreclosure suits in Nash County.

H. B. 138. An Act to amend Section 1681 of Volume 1 of the Consolidated Statutes of 1919, as amended, relating to damage done by rabid dogs.

H. B. 158. An Act providing for the reappointment of Commissioners of the Iredell-Rowan County Drainage District Number One, ratifying actions of said Commissioners heretofore appointed, and to provide for the collection of delinquent assessments therein.

H. B. 164. An Act to validate certain deeds and the probate and registration thereof from which the seals of notaries public have been omitted.

H. B. 165. An Act to validate certain sales of land for taxes and certificates issues in pursuance thereof in Alamance County.

H. B. 231. An Act to provide for an election in the City of Wilmington upon the question of having a city manager form of government.

On motion of Mr. Stone, the House adjourns and will meet tomorrow at 10 A.M.

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### THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES.

SATURDAY, February 15, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Mr. A. Corey, employee of the Principal Clerk's office.

Mr. Story, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Leave of absence is granted to Mr. Rogers of Polk until Monday.

#### ENGROSSED BILLS

Mr. Penland, for the Committee on Engrossed Bills, reports that they have carefully examined the following bills and resolutions, find them properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 167, a bill to be entitled An act to enlarge the corporate limits of the City of Fayetteville; to establish and lay out the boundary lines for eight wards; and to provide for a new registration.

H. B. 171, a bill to be entitled An act relating to the payment of taxes in Mitchell County.

H. B. 175, a bill to be entitled An act relating to the assignment of judgments.

H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of union bus stations.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 102, a bill to be entitled An act to create a Department of Motor Vehicles and transfer to such department duties now performed by other state agencies.

Referred to Committee on Roads.

S. B. 106, a bill to be entitled An act to provide for an adequate time in which to market agricultural products by exempting the same from taxation for the year following the year in which grown.

Referred to Committee on Agriculture.

S. B. 109, a bill to be entitled An act to amend Chapter 5 of the Public-Local Laws of 1937, relating to the duties of public officers of Northampton County.

Referred to Committee on Counties, Cities and Towns.

H. B. 5, a bill to be entitled An act to curtail and punish subversive activities.

Placed on the Calendar, for concurrence in Senate amendment.

H. B. 99, a bill to be entitled An act to amend Chapter 146 of the Public Laws of 1927, as amended, relating to administration of the fiscal affairs of counties; applicable to Mecklenburg County and City of Charlotte only.

Placed on the Calendar, for concurrence in Senate amendment.

H. B. 160, a bill to be entitled An act to amend Chapter 538 of the Public-Local and Private Laws of 1939, relating to eligibility of benefits under the Peace Officers' Relief Fund for the City and County of Durham.

Placed on the Calendar, for concurrence in Senate amendment.

S. B. 22, a bill to be entitled An act to regulate and fix terms of grand juries.

Referred to Committee on Courts and Judicial Districts.

Senate Committee substitute for H. B. 178, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939 relating to the sale of tax liens on real property in Wayne County.

Placed on the Calendar for consideration of Senate substitute bill.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 110, a bill to be entitled An act to place law enforcement officers of Cumberland County under the control and supervision of the Sheriff of said county.

On motion of Mr. Hatch, consideration of the bill is deferred until Monday, February 17, 1941.

H. B. 135, a bill to be entitled An act to prohibit the sale of wine or beer between the hours of 12:01 A.M. and 6:00 A.M. in Forsyth County.

The Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 248, a bill to be entitled An act to prohibit the sale of wine and beer on Sundays in Montgomery County.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

On motion of Mr. Allen, Arch T., the House adjourns and will meet Monday night at 8 o'clock.

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### THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,  
MONDAY NIGHT, February 17, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Messrs. Pat Kimzey of Transylvania County, C. C. Hall of Chatham County, Lee Gravely of Nash County, and R. Bruce Etheridge of Dare County, former members of the General Assembly.

On motion of Mr. Allen, Arch T., Rufus Allen, son of Mr. J. Leroy Allen, member from Wake County, is made an Honorary Page of the House.

Leave of absence is granted to Mr. Carlyle, Mr. Sikes, Mr. Reynolds and Mr. Edwards of Greene.

On motion of Mr. Stone, S. B. 102, a bill to be entitled An act to create a Department of Motor Vehicles, and to transfer to such Department duties now performed by other State Agencies, is taken from the Committee on Roads and placed on today's Calendar.

On motion of Mr. Wallace of Lenoir, S. B. 95, a bill to be entitled An act to amend Section 5 of Chapter 315, of the Public Laws of 1939, relating to the codification of the Statute Law of North Carolina, is taken from the Committee on Recodification and placed on today's Calendar.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Finance.

H. B. 206, a bill to be entitled An act to validate \$15,000.00 bonds of the Town of Whiteville.

With a favorable report.

By Mr. Boswood, for the Committee on Pensions.

H. B. 270, a bill to be entitled An act to provide for the payment of a pension for the year 1940 to Noah Monroe Brock, a Confederate veteran from Davie County, and to place the said Noah Monroe Brock on the State pension roll.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Stoney: H. R. 305, a joint resolution to authorize the Governor of the State of North Carolina to appoint a Commission composed of nine members to inquire into the feasibility of increasing the number of Judicial Districts in the State of North Carolina.

Referred to Committee on Courts and Judicial Districts.

By Mr. Stone: H. B. 306, a bill to be entitled An act to amend Chapter 297 of the Public Laws of 1937 with respect to the terms and duties of members of the State Highway and Public Works Commission.

Referred to Committee on Roads.

By Mr. Pitman of Avery: H. B. 307, a bill to be entitled An act to repeal Chapter 409 of the Public-Local Laws of 1935, abolishing the office of Tax Collector and providing for the collection of taxes in Avery County by the Sheriff of said County.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Allen, Arch T., Ramsay, Hatch and Allen, J. Leroy: H. B. 308, a bill to be entitled An act to amend Section 4018 of the Consolidated Statutes with relation to investments of trust funds.

Referred to Committee on Finance.

By Messrs. Hatch, Kearney, Allen, J. Leroy, and Allen, Arch T.: H. B. 309, a bill to be entitled An act to compensate Dorotheleen Hales, Administratrix of Mrs. Winton C. Walker, Peggy Christine Walker, minor, Fay Walker, minor, Seba Hales and Mrs. Seba Hales, for loss of life of the named decedents by drowning at Harker's Ferry, caused by the unguarded condition of the State Highway leading to Ferry.

Referred to Committee on Appropriations.

By Mr. Everett: H. B. 310, a bill to be entitled An act to amend Chapter 152 of the Public-Local Laws of 1939, relating to the office of Tax Collector of Halifax County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Sherrill: H. B. 311, a bill to be entitled An act to amend Chapter 28 of the Public-Local Laws of 1931, relative to the compensation of the Tax Collector of Graham County.

Referred to Committee on Salaries and Fees.

And

H. B. 312, a bill to be entitled An act to repeal Chapter 225 of the Public-Local Laws of 1939, relating to the Tax Collector of Graham County.

Referred to Committee on Salaries and Fees.

By Mr. Ellenor: H. B. 313, a bill to be entitled An act to require the State Highway and Public Works Commission to place a stoplight at the intersection of Highways 30 and 32 in Sunbury.

Referred to Committee on Roads.

By Messrs. Edwards of Beaufort and Stone: H. B. 314, a bill to be entitled An act to amend the Motor Vehicle Law relating to out-of-state motor vehicles.

Referred to Committee on Roads.



By Mr. Rogers of Macon: H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws, 1935, being An Act entitled An Act to prevent rabies in the State of North Carolina.

Referred to Committee on Health.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 148, a bill to be entitled An act to amend, revise, and consolidate the statutes that constitute the Charter of the town of Mars Hill.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Boswood, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Edwards of Alleghany, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 157, a bill to be entitled An act relating to the calling and conducting of elections and the method of levying and collecting taxes for a ninth month supplement to the Canton Graded School District.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Boswood, Brōwn, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Edwards of Alleghany, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Gullford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 184, a bill to be entitled An act to amend Chapter 433 of the Public-Local Laws of 1937, as amended by Chapter 343 of the Public-Local Laws of 1939, amending the Charter of the Town of Atlantic Beach, conferring authority to levy general property taxes.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Boswood, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Edwards of Alleghany, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 234, a bill to be entitled An act to incorporate the Town of Rolesville, in Wake County.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Boswood, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Edwards of Alleghany, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

S. B. 53, a bill to be entitled An act relating to the indexing of records in Northampton County.

Passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Boswood, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Edwards of Alleghany, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin,



Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

S. B. 71, a bill to be entitled An act to amend Section 22 of the Charter of the Town of Leaksville, as amended, by Chapter 633 of the Public-Local Laws of 1937, and to validate certain bonds and notes of the Town of Leaksville.

Passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Boswood, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Edwards of Alleghany, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 190, a bill to be entitled An act to change the method of enlarging Riders Creek Drainage District in Tyrrell County.

Passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Boswood, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Edwards of Alleghany, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead,

Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 99, a bill to be entitled An act to amend Chapter 146 of the Public Laws of 1927, as amended, relating to administration of the fiscal affairs of counties; applicable to Mecklenburg County and City of Charlotte only.

For concurrence in Senate amendment.

On motion of Mr. McDougale, the House concurs in the Senate amendment, and the bill is ordered enrolled.

Committee substitute for H. B. 110, a bill to be entitled An act to place law enforcement officers of Cumberland County under the control and supervision of the Sheriff of said County.

On motion of Mr. Cook, the Committee substitute bill is adopted.

Mr. Abernathy of Nash offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 160, a bill to be entitled An act to amend Chapter 538 of the Public-Local and Private Laws of 1939, relating to eligibility of benefits under the Peace Officers Relief Fund for the City and County of Durham.

For concurrence in Senate amendment.

On motion of Mr. Pollard, the House concurs in the Senate amendment, and the bill is ordered enrolled.

Senate Committee substitute for H. B. 178, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to sales of tax liens on real property in Wayne County.

On motion of Mr. Taylor of Wayne, the Senate Committee substitute is adopted.

Passes its second and third readings, and is ordered enrolled.

The original bill is laid on the table.

H. B. 5, a bill to be entitled An act to curtail and punish subversive activities.

For concurrence in the Senate amendment.

On motion of Mr. LeGrand, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 22, a bill to be entitled An act to clarify the exemption from supervision of municipally owned and operated public utilities.

On motion of Mr. Edwards of Swain, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 64, a bill to be entitled An act to provide for special Judges in North Carolina.

On motion of Mr. Pearsall, the Committee amendment is adopted.

Passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 73, a bill to be entitled An act to prevent the importation into North Carolina of any hog infected with hog cholera or other contagious or infectious hog disease or which comes from a state or territory in which hog cholera or other contagious or infectious hog disease is prevalent.

On motion of Mr. Richardson, the Committee amendment is adopted.

Mr. Ward offers an amendment, which is adopted.



Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 117, a bill to be entitled An act to authorize the Department of Conservation and Development to acquire by condemnation such land for State Forest, State Parks, and other public developments as may be necessary.

On motion of Mr. Fouts, the Committee amendment is adopted.

Mr. Taylor of Stokes, offers an amendment which is adopted.

Mr. Boswood offers an amendment, which fails of adoption.

Mr. Benton offers an amendment, which fails of adoption.

Mr. Davis of Hyde offers an amendment, which fails of adoption.

Mr. Sherrill offers an amendment, which fails of adoption.

Passes its second and third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 145, a bill to be entitled An act to amend Consolidated Statutes 5892, Volume 2, 1919, relating to the admission of students to the North Carolina School for the Deaf at Morganton.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 207, a bill to be entitled An act to amend Section 5 of Chapter 315 of the Public Laws of 1939, relating to the codification of the Statute Law of North Carolina.

On motion of Mr. Wallace of Lenoir, consideration of the bill is postponed indefinitely.

H. B. 208, a bill to be entitled An act to amend Consolidated Statutes 5757, Volume 3, 1924, as amended, relative to the Compulsory School Attendance Law.

Mr. McEachern moves that the bill be recommitted to the Committee on Appropriations, which motion is adopted.

H. B. 229, a bill to be entitled An act to provide for the liquidation of the State Dry Cleaners Commission.

On motion of Mr. Merritt consideration of the bill is deferred until Thursday, February 20, 1941.

H. B. 257, a bill to be entitled An act to amend Chapter 314 of the Public Laws of 1939 with respect to physical examination for marriage license.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 283, a bill to be entitled An act to amend Section 3316 of the Consolidated Statutes of North Carolina, dealing with recordation of right-of-way easements.

Passes its second reading.

Fails to pass its third reading.

On motion of Mr. Ward, the vote by which the bill failed to pass its third reading is reconsidered, and the bill is recommitted to the Committee on Judiciary No. 1.

S. B. 95, a bill to be entitled An act to amend Section 5 of Chapter 315 of the Public Laws of 1939, relating to the codification of the Statute Law of North Carolina.

Passes its second and third readings, and is ordered enrolled.

S. B. 102, a bill to be entitled An act to create a Department of Motor Vehicles and transfer to such Department duties now performed by other State Agencies.

Passes its second and third readings, and is ordered enrolled.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 61. An Act to repeal Chapter 82, Private Laws of 1929, relating to the Charter of the Town of Margarettsville in Northampton County.

H. B. 79. An Act to fix the salaries of the Mayor and Commissioners of the Town of Windsor.

H. B. 84. An Act to repeal Chapter 190, Public-Local Laws of 1919, and parts of Chapter 165, Public-Local Laws of 1911.

H. B. 104. An Act to amend Section 2151 of the Consolidated Statutes, relative to guardianship.

H. B. 113. An Act to amend Chapter 253 of the Public-Local Laws of North Carolina, 1939.

H. B. 120. An Act to amend Section 4, Chapter 358, Public Laws of 1939, which provides for the administration and operation of a uniform system of public schools of the State for the term of eight months, in so far as it affects Watauga County.

H. B. 125. An Act to relieve the Clerk Superior Court of Anson County from refunding commissions charged on fines, penalties and taxes prior to December first, 1938.

H. B. 133. An Act to amend Consolidated Statutes 7415 of Volume 2, 1919, relating to the destruction of surrendered State bonds.

H. B. 153. An Act to repeal Chapter 138 of the Public Laws, Extra Session, 1908, entitled "An Act in regard to wills made by married women."

H. B. 156. An Act to validate the defective registration of certain deeds and deeds of trust.

H. B. 159. An Act to enlarge and extend the powers of the County Board of Education of Union County.

H. B. 173. An Act to amend Section 4268 of the Consolidated Statutes, so as to punish bailees embezzling funds and property of their bailor.

H. B. 177. An Act to amend House Bill Number 44, ratified twenty-seventh of January, 1941, so as to correct a typographical error appearing therein.

H. B. 180. An Act to amend Section 4516 of Volume 1 of the Consolidated Statutes of 1919, as amended, to fix the maximum fee to be allowed counsel assigned to defendants in capital cases in Wayne County.

H. B. 187. An Act to amend Chapter 137, Public-Local Laws of 1937, relative to the appointment of Deputy Registers of Deeds and fixing fees for such Deputies.

H. B. 276. An Act to amend Chapter 75 of the Private Laws of 1933 relating to the Port Commission of Morehead City.

H. R. 259. A Joint Resolution inviting the Honorable J. Melville Broughton, Governor of North Carolina, and the Honorable J. C. B. Ehringhaus, former Governor of North Carolina, to address the Joint Session of the General



Assembly at the Session to be held in Elizabeth City in Pasquotank County on February 26, 1941.

H. R. 260. A Joint Resolution inviting the former Governors of the State of North Carolina and the members of the Council of State and their wives to attend the meeting of the General Assembly at Elizabeth City as honor guests of Elizabeth City and Pasquotank County.

S. B. 31. An Act to amend Chapter 397 of the Public Laws of North Carolina, Regular Session of 1937, relating to safety in the transportation of school children of North Carolina.

S. B. 70. An Act to amend Chapter 407 of the Public Laws of 1937, as amended, by exempting from for hire license taxes persons hauling only agricultural lime furnished under the Agricultural Adjustment Administration.

H. B. 9. An Act to prohibit the manufacture and sale of beer and wine within two and one-half miles of the Rawls Baptist Church, Chalybeate Springs Baptist Church and Kipling Methodist Church in Hector's Creek Township, Harnett County.

H. B. 49. An Act to amend Section 1339, Consolidated Statutes of 1919, relating to property of indigent to be sold or rented.

H. B. 52. An Act to provide old age security for old and incapacitated teachers, and State employees, to provide for the creation of retirement fund through the joint contributions of employers and employees, and to provide machinery for the proper administration of this law.

S. B. 79. An Act to amend Chapter 324 of the Public Laws of 1935, as amended by Chapter 313 of the Public Laws of 1937, so as to provide for the assignment of a member of the State Highway Patrol to the Office of the Governor of North Carolina.

On motion of Mr. Bridger, the House adjourns and will meet tomorrow at 10:45 A.M.

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### THIRTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,  
TUESDAY, February 18, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Messrs. G. W. Lee of Johnston County, Edward Hanford of Alamance County, and A. B. Corey of Pitt County, former members of the General Assembly.

### JOINT SESSION

In accordance with resolution heretofore adopted, the Sergeant-at-Arms of the House announces the approach of the Senate, and that Body, preceded by its officers, comes into the Hall of the House and are assigned seats, Lieutenant Governor Harris at the right of Mr. Speaker Mull. The purpose of the Joint

Session being to commemorate the fiftieth anniversary of the founding of the Woman's College of the University of North Carolina.

The Joint Assembly is called to order by Lieutenant Governor Harris.

The approach of His Excellency Governor Melville Broughton and the other distinguished guests, escorted by the Joint Committee of the Senate and House, is announced. They enter the Hall of the House and are presented by Senator Gold for the Committee.

Senator Gold announces the purpose of the meeting, and introduces Dr. Walter C. Jackson, Dean of Administration of the Woman's College.

Dr. Jackson talks briefly of the founding of the Woman's College and its history.

Dr. Jackson then presents Dr. Frank Porter Graham, President of the Greater University, who speaks briefly of the celebration.

Dr. Graham presents His Excellency Governor Broughton, who makes a short address concerning the founding and development of the Woman's College.

Dr. Jackson presents Mrs. C. F. Tomlinson of High Point, President of the Alumnae Association of the Woman's College, Miss Elizabeth Patten, President of the student body of the Woman's College, and Major L. P. McLendon of Greensboro, trustee of The University of North Carolina who deliver addresses.

After the addresses, on motion of Senator Gold, the Joint Assembly dissolves, the Senate repairs to its Chambers, and the House resumes consideration of its business.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Dobson, for the Committee on Insurance.

H. B. 226, a bill to be entitled An act to amend Consolidated Statutes 5182 of Volume 2, 1919, as amended by Chapter 11 of the Public Laws of 1937, relating to the manner in which building and loan associations may make loans.

With a favorable report.

H. B. 223, a bill to be entitled An act to amend Chapter 93 of the Consolidated Statutes of Volume 2, 1919, relating to building and loan associations, by inserting a new section authorizing insured loans.

With a favorable report.

H. B. 227, a bill to be entitled An act to amend Consolidated Statutes 5184 of Volume 2, 1919, as amended by Chapter 18 of the Public Laws of 1933, relating to the power of building and loan associations to borrow money.

With a favorable report.

H. B. 228, a bill to be entitled An act to amend Consolidated Statutes 5177 of Volume 2, 1919, as amended by Chapter 107 of the Public Laws of 1931, as amended by Chapter 26 of the Public Laws of 1933, relating to the reserve funds of building and loan associations.

With a favorable report.

H. B. 96, a bill to be entitled An act relating to the granting of insurance benefits by Fraternal Benefit Societies on the lives of its members.

With unfavorable report as to bill, favorable as to Committee substitute bill.



H. B. 264, a bill to be entitled An act to repeal Chapter 239, Public Laws of 1937, relative to the organization and management of mutual burial associations and to provide for supervision thereof.

With a favorable report, as amended.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 298, a bill to be entitled An act to authorize the Board of County Commissioners of Craven County to defer revaluation of real estate and to create a Central Board of Assessors for Craven County.

With a favorable report.

H. B. 114, a bill to be entitled An act relating to the abolition of courts inferior to the Superior Courts.

With unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Vogler, for the Committee on Counties, Cities and Towns.

S. B. 58, a bill to be entitled An act to repeal Chapter 326 of the Public-Local Laws of 1931 relating to the incorporation of Pleasant Hill Baptist Church in New Salem Township, Union County.

With a favorable report.

S. B. 72, a bill to be entitled An act dividing Person County into districts from which the Board of County Commissioners of Person County shall hereafter be elected.

With a favorable report.

S. B. 109, a bill to be entitled An act to amend Chapter 5 of the Public-Local Laws of 1937 relating to the duties of public officers of Northampton County.

With a favorable report.

H. B. 250, a bill to be entitled An act to amend Chapter 28, Private Laws of 1925, revising the Charter of the City of Fayetteville relating to the Public Works Commission.

With a favorable report.

By Mr. Quinn, for the Committee on Propositions and Grievances.

H. B. 293, a bill to be entitled An act to amend Chapter 210 of the Public-Local Laws of 1929 relating to fee to be paid for the seizure of stills in Avery County.

With a favorable report.

H. B. 295, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1935, as amended by Chapter 203 of the Public Laws of 1937, relating to public drunkenness.

With a favorable report.

H. B. 271, a bill to be entitled An act to prohibit the sale, possession and manufacture of intoxicating liquors within three and one-half miles of the Church of the Resurrection in Little Switzerland, North Carolina—a village with no police protection—and to appoint a constable in said area.

With a favorable report.

On motion of Mr. Quinn the bill is recommitted to the Committee on Finance.

H. B. 266, a bill to be entitled An act to repeal Chapter 38, Private Laws of 1921, relating to the operation of pool rooms in the Town of Hot Springs, Madison County.

With an unfavorable report.

By Mr. Davis of Dare, for the Committee on Military Affairs.

S. B. 89, a bill to be entitled An act to amend Consolidated Statutes of North Carolina as to the State Guard.

With a favorable report.

H. B. 161, a bill to be entitled An act authorizing the purchase of uniforms for home guard units now or about to be established in this State.

With unfavorable report as to bill, favorable as to Committee substitute bill.

On motion of Mr. Davis of Dare, the bill is recommitted to the Committee on Appropriations.

By Mr. Stone, for the Committee on Roads.

H. B. 314, a bill to be entitled An act to amend the Motor Vehicle Law relating to out-of-state motor vehicles.

With a favorable report.

H. B. 306, a bill to be entitled An act to amend Chapter 297 of the Public Laws of 1937 with respect to the terms and duties of members of the State Highway and Public Works Commission.

With a favorable report.

By Mr. Pickens, for the Committee on Judiciary No. 2:

S. B. 55, a bill to be entitled An act to repeal Chapter 21 of the Private Laws of 1937, relative to the North Wilkesboro Academical and Industrial Institute for the colored race.

With a favorable report.

H.B. 261, a bill to be entitled An act empowering the Board of County Commissioners of Guilford County to create a board to be known as the Revaluation Board of Assessors for Guilford County, and to create a board to be known as a Board of Equalization and Review.

With a favorable report.

H. B. 288, a bill to be entitled An act to amend Chapter 532 of the Public-Local Laws of the Session of 1933, relating to free shows in Lincoln County.

With a favorable report.

H. B. 289, a bill to be entitled An act to fix the salary and expense allowance of, and impose additional duties upon the Clerk of the Superior Court of Lincoln County.

With a favorable report.

H. B. 290, a bill to be entitled An act to amend the Charter of Lincolnton.

With a favorable report.

H. B. 294, a bill to be entitled An act to amend Chapter 6, Public Laws of 1939, and Chapter 233, Public Laws of 1939, as to investments of the funds of the Law Enforcement Officers Benefit Fund and as to the officers included therein.

With a favorable report.

H. B. 176, a bill to be entitled An act to amend Section 6497 of the Consolidated Statutes of North Carolina relating to Fraternal Benefit Societies.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully examined the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.



H. B. 117, a bill to be entitled An act to authorize the Department of Conservation and Development to acquire by condemnation such land for State Forests, State Parks and other public developments as may be necessary.

H. B. 22, a bill to be entitled An act to clarify the exemption from supervision of municipally owned and operated public utilities.

H. B. 135, a bill to be entitled An act to prohibit the sale of wine or beer between the hours of 12:01 A.M. and 6:00 A.M. in Forsyth County.

H. B. 110, a bill to be entitled An act to place law enforcement officers of Cumberland County under the control and supervision of the sheriff of said county.

H. B. 73, a bill to be entitled An act to prevent the importation into North Carolina of any hog infected with hog cholera or other contagious or infectious hog disease or which comes from a state or territory in which hog cholera or other contagious or infectious hog disease is prevalent.

H. B. 64, a bill to be entitled An act to provide for special judges in North Carolina.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 120, a bill to be entitled An act to amend Section 3 of Chapter 57 of the Public Laws of 1927 relating to the Board of Conservation and Development.

Referred to Committee on Conservation and Development.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Pritchett of Bertie: H. B. 316, a bill to be entitled An act to enlarge the term of office of the Treasurer of Bertie County.

Referred to Committee on Salaries and Fees.

By Mr. Merritt: H. B. 317, a bill to be entitled An act to provide for staggering the terms of County Commissioners in Catawba County, and to provide for the election of County Commissioners for a period of four years, and further to extend the terms of County Commissioners Roland K. Bolick and H. E. Booth.

Referred to Committee on Counties, Cities and Towns.

By Mr. Dobson, by request: H. B. 318, a bill to be entitled An act to amend Section 6458 of the Consolidated Statutes relating to rebates on life insurance policies.

Referred to Committee on Insurance.

And

H. B. 319, a bill to be entitled An act to amend Section 5000 of the Consolidated Statutes relating to jewelry auctioneers.

Referred to Committee on Judiciary No. 1.

By Messrs. Allsbrook, Watkins, Allen, Arch T., and Pritchett of Caldwell: H. B. 320, a bill to be entitled An act to make uniform the laws of partnership.

Referred to Committee on Judiciary No. 2.

And

H. B. 321, a bill to be entitled An act to provide for the creation and operation of limited partnerships and to make uniform the law with relation thereto.

Referred to Committee on Judiciary No. 2.

By Mr. Jarvis: H. B. 322, a bill to be entitled An act relating to the transfer of civil and criminal cases from the General County Court of Buncombe County to the Superior Court of Buncombe County.

On motion of Mr. Jarvis the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams: H. B. 323, a bill to be entitled An act to enlarge and expand the facilities for teaching the effects of alcoholism and narcotism on the human system in the public schools of North Carolina.

Referred to Committee on Appropriations.

By Mr. Horner of Lee: H. B. 324, a bill to be entitled An act to submit to the voters of Sanford, North Carolina, a proposition to amend the Charter of the Town of Sanford, North Carolina, so as to make each member of the Board of Aldermen elective by all the voters of the town.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 325, a bill to be entitled An act to regulate the sale of wine in the Town of Sanford, North Carolina.

Referred to Committee on Propositions and Grievances.

By Mr. Hutchins: H. B. 326, a bill to be entitled An act to repeal Chapter 343 of the Public-Local Laws of 1931.

Referred to Committee on Roads.

By Mr. Worthington, by request: H. B. 327, a bill to be entitled An act to amend Section 4287 of the Consolidated Statutes, relative to fraudulent disposal of mortgaged property.

Referred to Committee on Judiciary No. 2.

And

H. B. 328, a bill to be entitled An act to amend Section 4282 of the Consolidated Statutes relative to advances under written promises.

Referred to Committee on Judiciary No. 2.

And

H. B. 329, a bill to be entitled An act to amend Section 4288 of the Consolidated Statutes relative to fraudulent entry of horses at fairs.

Referred to Committee on Judiciary No. 2.

By Mr. LeGrand: H. B. 330, a bill to be entitled An act to amend Consolidated Statutes 1667 so as to permit alimony without divorce to be obtained by counterclaim or cross action as well as by independent action.

Referred to Committee on Judiciary No. 1.

And

H. B. 331, a bill to be entitled An act to amend Section 1663 of the Consolidated Statutes of 1919, relating to alimony.

Referred to Committee on Judiciary No. 1.

By Mr. Pritchett of Caldwell: H. B. 332, a bill to be entitled An act to amend Section 3316 of the Consolidated Statutes of 1919, relating to the registration of deeds or agreements for rights-of-way and easements.



Referred to Committee on Judiciary No. 1.

And

H. B. 333, a bill to be entitled An act to amend Section 9 of Chapter 291, of the Public Laws of 1935, relating to electric membership corporations.

Referred to Committee on Judiciary No. 1.

By Mr. Davis of Dare: H. B. 334, a bill to be entitled An act to authorize the North Carolina Cape Hatteras Seashore Commission to condemn land for National seashore purposes according to the procedure contained in the Public Works Eminent Domain Law, the same being Chapter 470 of the Public Laws of 1935.

Referred to Committee on Judiciary No. 1.

By Mr. Moore of Scotland: H. B. 335, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt Scotland County from certain of the provisions thereof.

Referred to Committee on Propositions and Grievances.

By Mr. Galloway: H. B. 336, a bill to be entitled An act to amend Section 1 of Chapter 314, Public Laws of 1939, the same being "An Act to require physical examination before issuance of license to marry."

Referred to Committee on Health.

By Messrs. Pritchett of Bertie and Allen, Arch T.: H. B. 337, a bill to be entitled An act to permit the State School Commission to operate the school buses one day prior to the opening of the public school term for the purpose of organizing the school and promoting the efficiency of the operation of the same.

Referred to Committee on Education.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 190, a bill to be entitled An act to change the method of enlarging Riders Creek Drainage District in Tyrrell County.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougle, Norman, Palmer, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Rudisill, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

H. B. 206, a bill to be entitled An act to validate \$15,000.00 bonds of the Town of Whiteville.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, Norman, Palmer, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Rudisill, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

H. B. 219, a bill to be entitled An act to amend Chapter 456 of the Public Laws of 1935, and amendments thereto, known as the Housing Authorities Law, relating to the creation of housing authorities to engage in slum clearance and projects to provide dwelling accommodations for persons of low income (including farmers of low income) and to define their powers.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bridger, Brown, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Rudisill, Sellars, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Woods, Wooten, and Worthington—92.

Those voting in the negative are: None.

H. B. 220, a bill to be entitled An act to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bridger, Brown, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar,



Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Rudisill, Sellars, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Woods, Wooten, and Worthington—92.

Those voting in the negative are: None.

H. B. 221, a bill to be entitled An act to authorize housing authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in National defense activities who would not otherwise be able to secure such dwellings within the vicinities thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to coöperate with or act as agents of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; to make obligations issued for such projects of housing authorities legal investments and security for deposits; and to declare valid all bonds, notes and obligations of housing authorities issued for projects heretofore undertaken to assure the availability of safe and sanitary dwellings for persons engaged in National defense activities.

Mr. LeGrand offers an amendment, which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kluttz, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, and Woods—99.

Those voting in the negative are: None.

H. B. 222, a bill to be entitled An act to create a Department of Motor Vehicles and transfer to such Department duties now performed by other State agencies.

On motion of Mr. Garrett consideration of the bill is postponed indefinitely.

H. B. 237, a bill to be entitled An act to amend Section 2436 of the Consolidated Statutes of 1919, as amended, to provide a laborer's lien on mine and quarry products and the tools and machinery used in connection therewith.

On motion of Mr. Richardson the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 239, a bill to be entitled An act to require Justices of the Peace to furnish surety bond, conditioned upon proper accounting of funds coming into their hands.

On motion of Mr. Jarvis the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 270, a bill to be entitled An act to provide for the payment of a pension for the year 1940 to Noah Monroe Brock, a Confederate Veteran from Davie County and to place the said Noah Monroe Brock on the State Pension Roll.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

On motion of Mr. Morris the House adjourns in honor of the memory of Dr. C. D. McIver, founder of the Woman's College of the University of North Carolina, and will meet tomorrow at 12 o'clock noon.

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### THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,

WEDNESDAY, February 19, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Messrs. Marvin L. Ritch of Mecklenburg County, Zeb V. Turlington of Iredell County, C. W. Tatum of Tyrrell County, F. J. Cox of Anson County, John W. Hinsdale of Wake County, R. O. Everett of Durham County, W. C. Ewing of Cumberland County, J. Abner Barker of Sampson County, and John Folger of Surry County, former members of the General Assembly.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 327, a bill to be entitled An act to amend Section 4287 of the Consolidated Statutes, relative to fraudulent disposal of mortgaged property.

With a favorable report.



H. B. 328, a bill to be entitled An act to amend Section 4282 of the Consolidated Statutes, relative to advances under written promises.

With a favorable report.

H. B. 329, a bill to be entitled An act to amend Section 4288 of the Consolidated Statutes, relative to fraudulent entry of horses at fairs.

With a favorable report.

H. B. 74, a bill to be entitled An act to amend Chapter 78, Public Laws, 1931, as amended by Chapter 227, Public Laws, 1935, relative to substitution of trustees in mortgages and deeds of trust.

With a favorable report as amended.

H. B. 129, a bill to be entitled An act to amend Chapter 144 of the Public-Local Laws of 1937, and all Acts amendatory thereof, relating to the City Charter of the City of High Point.

With a favorable report as amended.

H. B. 263, a bill to be entitled An act to amend subsection (e) of Section 1719 of Chapter 310 of the Public Laws of 1939, relating to service of summons in tax foreclosure actions.

With an unfavorable report.

By Mr. Rogers, for the Committee on Conservation and Development.

S. B. 120, a bill to be entitled An act to amend Section 3 of Chapter 57 of the Public Laws of 1927, relating to the Board of Conservation and Development.

With a favorable report.

H. B. 202, a bill to be entitled An act to repeal Chapter 179 of the Public-Local and Private Laws of 1939, relating to the dredging for oysters in Pamlico County.

With a favorable report.

H. B. 212, a bill to be entitled An act to establish demonstration oyster farms in the State of North Carolina, for the purpose of investigating, developing and improving the oyster and other shellfish resources in the State.

With a favorable report.

On motion of Mr. Rogers of Polk, the bill is recommitted to the Committee on Appropriations.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

With a favorable report.

By Mr. Stone, for the Committee on Roads.

H. B. 82, a bill to be entitled An act to restrict the transportation, by motor vehicle, upon the public highways of the State of North Carolina, of gasoline, kerosene or other motor fuel.

With an unfavorable report.

By Mr. Wallace of Lenoir, for the Committee on Recodification.

S. B. 50, a bill to be entitled An act to clarify and validate acts of the General Assembly containing references to and amendments of the North Carolina Code.

With a favorable report.

By Mr. Bryant, for the Committee on Finance.

H. B. 271, a bill to be entitled An act to prohibit the sale, possession and manufacture of intoxicating liquors within three and one-half miles of the

Church of the Resurrection in Little Switzerland, North Carolina—a village with no police protection—and to appoint a constable in said area.

With a favorable report.

H. B. 284, a bill to be entitled An act to authorize the County of Durham to erect and equip a new County building, and to issue bonds therefor.

With a favorable report.

S. B. 90, a bill to be entitled An act authorizing the City of Burlington to erect, either within or without the city limits, a municipal building for an auditorium and for an armory, and validating certain bonds of said city.

With a favorable report.

S. B. 94, a bill to be entitled An act to amend Article XVII of Chapter 310 of the Public Laws of 1939, relating to the collection and foreclosure of taxes and applying only to Cumberland County.

With a favorable report.

H. B. 299, a bill to be entitled An act to repeal Chapter 8 of the Public-Local Laws of 1927, relative to the issuance of bonds of Gates County.

With a favorable report.

H. B. 301, a bill to be entitled An act authorizing the Board of Commissioners of Pender County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

With a favorable report.

H. B. 308, a bill to be entitled An act to amend Section 4018 of the Consolidated Statutes with relation to investments of trust funds.

Reported without prejudice.

On motion of Mr. Bryant the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 14, a bill to be entitled An act to amend Chapter 158 of the Public Laws of 1939, Page 322, Article V, Schedule E, Section 406, Item (i), relating to the exemption of foods from the general provisions of the North Carolina Sales Tax.

Reported without prejudice.

On motion of Mr. Bryant consideration of the bill is postponed indefinitely.

S. B. 101, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

With a favorable report as amended.

On motion of Mr. Pickens the bill is recommitted to the Committee on Appropriations.

H. B. 285, a bill to be entitled An act to authorize the issuance of bonds of the State to reimburse funds for emergency advances.

With a favorable report as amended.

H. B. 119, a bill to be entitled An act to exempt gasoline used in public school transportation from all gasoline taxes imposed by the State of North Carolina.

With an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 183, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, so as to exempt non-stock, non-profit, charitable hospitals from taxation.

With an unfavorable report as to bill, favorable report as to Committee substitute bill.



On motion of Mr. Bryant the bill is recommitted to Committee on Finance.

H. B. 12, a bill to be entitled An act to create the office of Tax Collector for the County of Burke.

With an unfavorable report as to bill, favorable report as to Committee substitute bill.

On motion of Mr. Stoney the bill is placed on today's Calendar.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 249, a bill to be entitled An act to amend Section 2585 of the Consolidated Statutes of 1919, Volume I, in regard to notice and place of sale of personal property.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Gibbs: H. R. 338, a joint resolution providing for a declaration of the federation of the world.

Referred to Committee on Federal Relations.

By Messrs. McLaughlin and Dobson: H. R. 339, a joint resolution requesting the State Highway and Public Works Commission to name the bridge over the Yadkin River, between Booneville and Crutchfield, the Dr. T. W. Shore Memorial Bridge.

Referred to Committee on Roads.

By Mr. Stone: H. B. 340, a bill to be entitled An act to clarify the law with reference to stop signs at intersecting highways.

Referred to Committee on Roads.

By Messrs. Bridger, Burns, Honeycutt, McEachern, Cook, Senter, and Moore of Scotland: H. B. 341, a bill to be entitled An act to provide better educational advantages for members of the Indian Race in Eastern North Carolina, not otherwise provided for.

Referred to Committee on Higher Education.

By Mr. Wallace of Lenoir: H. B. 342, a bill to be entitled An act for the relief of Vernon Best, minor, for injuries received while working upon the roads of Lenoir County as a prisoner under the supervision of the State Highway and Public Works Commission.

Referred to Committee on Roads.

And

H. B. 343, a bill to be entitled An act to provide a Civil Service Commission for the members of the Police and Fire Departments of the City of Kinston, North Carolina.

Referred to Committee on Judiciary No. 2.

And

H. B. 344, a bill to be entitled An act to amend Section 3905 of the Consolidated Statutes of 1919, to increase the fees of coroners for holding inquests.

Referred to Committee on Judiciary No. 2.

By Messrs. Pearsall and Abernathy of Nash: H. B. 345, a bill to be entitled An act to amend Section 3903 of the Consolidated Statutes of North Carolina relating to the fees of the Clerk of the Superior Court of Nash County.

Referred to Committee on Salaries and Fees.

And

H. B. 346, a bill to be entitled An act to amend Chapter 355 of the Public Laws of 1933 relative to the court reporter in Nash County.

Referred to Committee on Courts and Judicial Districts.

And

H. B. 347, a bill to be entitled An act to amend Section 1229 of the Consolidated Statutes of North Carolina relative to jurors' tax fees.

Referred to Committee on Salaries and Fees.

And

H. B. 348, a bill to be entitled An act to provide for the appointment of a county tax collector for Nash County.

Referred to Committee on Counties, Cities and Towns.

By Messrs. McDougale, Vogler, and Tonissen: H. B. 349, a bill to be entitled An act to amend Chapter 366 of the Private Laws of 1939, which laws constitute the Charter of the City of Charlotte.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 350, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Charlotte to provide for the building, equipping and enlarging of the airports of the City of Charlotte and the levying of taxes thereon.

On motion of Mr. McDougale the bill is placed on the Calendar.

By Messrs. Taylor of Wayne and Crawford: H. B. 351, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to the time of meeting of the County Board of Equalization and Review in Wayne County.

Referred to Committee on Finance.

And

H. B. 352, a bill to be entitled An act to amend Section 960 of Consolidated Statutes of Volume 1, 1919, with reference to unclaimed fees of jurors and witnesses paid to general fund of Wayne County.

Referred to Committee on Salaries and Fees.

And

H. B. 353, a bill to be entitled An act to amend Section 2315 of the Consolidated Statutes, Volume 3, 1924, as amended by Chapter 140 of the Public Laws of 1939, relating to the drawing of juries in Wayne County.

Referred to Committee on Courts and Judicial Districts.

And

H. B. 354, a bill to be entitled An act to amend Chapter 156 of the Public Laws of 1927, as amended by Chapter 120 of the Public Laws of 1937, relating to court costs in Wayne County.

Referred to Committee on Courts and Judicial Districts.

By Messrs. Taylor of Wayne and LeGrand: H. B. 355, a bill to be entitled An act to amend Section 23 of Article IV of the Constitution of North Carolina, relating to solicitors.

Referred to Committee on Constitutional Amendments.

By Mr. Taylor of Wayne: H. B. 356, a bill to be entitled An act to amend Consolidated Statutes 108, Volume 1, 1919, relating to the cost of gravestones which may be erected by executors or administrators of estates.

Referred to Committee on Propositions and Grievances.



By Mr. Cook: H. B. 357, a bill to be entitled An act to amend Chapter 609 of the Public-Local Laws of 1939, relating to a Civil Service Commission for the City of Fayetteville.

Referred to Committee on Counties, Cities and Towns.

By Mr. Withrow: H. B. 358, a bill to be entitled An act to amend Chapter 387 of the Public Laws of 1935, regulating the practice of veterinary surgery in Cleveland County.

Referred to Committee on Judiciary No. 1.

And

H. B. 359, a bill to be entitled An act to place every person in North Carolina, who has attained the age of 65 years, on a Pension Roll.

Referred to Committee on Pensions.

By Mr. Jarvis: H. B. 360, a bill to be entitled An act to provide financial responsibility for operators of motor vehicles on the highways.

Referred to Committee on Judiciary No. 1.

By Mr. Vogler: H. B. 361, a bill to be entitled An act to amend Chapter 136 of the Public Laws of 1917 relating to municipal corporations.

Referred to Committee on Counties, Cities and Towns.

By Mr. Edwards of Beaufort: H. B. 362, a bill to be entitled An act making the Solicitor of the Washington Recorder's Court Assistant Solicitor of the Superior Court of Beaufort County.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Pollard and Bryant: H. B. 363, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887 and acts amendatory thereof relating to the Charter of the Public Schools of Durham, North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Garrett, Taylor of Stokes, Gass, and Stone: H. B. 364, a bill to be entitled An act relating to landlords' and mortgagees' liens on tobacco which is sold on the warehouse floors of tobacco warehouses in this State.

Referred to Committee on Judiciary No. 1.

By Messrs. Burt, Thurston, Wooten, Johnson, and Pritchett of Bertie: H. B. 365, a bill to be entitled An act to amend Chapter 477 of the Public Laws of 1935, relating to the uniform narcotic drug act.

Referred to Committee on Health.

By Mr. Burt: H. B. 366, a bill to be entitled An act to prohibit dances on Saturday nights and Sundays in Montgomery County.

Referred to Committee on Propositions and Grievances.

By Messrs. Allsbrook, Watkins, Allen, Arch T., and Pritchett of Caldwell: H. B. 367, a bill to be entitled An act to provide for the transfer of shares of stock in corporations and to make uniform the law with reference thereto.

Referred to Committee on Judiciary No. 2.

By Messrs. Allsbrook, Everett, Weeks, Pearsall, and Abernathy of Nash: H. B. 368, a bill to be entitled An act to allow fishing in Fishing Creek with hook and line, and to take shad from Fishing Creek with nets.

Referred to Committee on Game.

By Mr. Senter: H. B. 369, a bill to be entitled An act to amend Chapter 45, Section 2312 and 2313 of Consolidated Statutes of North Carolina, 1919 relating to jury lists and revisions thereof, applicable to Harnett County only.

Referred to Committee on Courts and Judicial Districts.

And

H. B. 370, a bill to be entitled An act to validate judgments by default in foreclosure actions and orders of confirmation of judicial sales which purport to have been entered by the Clerk of Harnett County Superior Court on days other than Monday.

Referred to Committee on Judiciary No. 1.

By Mr. Rogers of Polk: H. B. 371, a bill to be entitled An act to appoint trustees of the Tryon Saluda Administration School Unit.

Referred to Committee on Education.

By Messrs. Darden, Tonissen, Davis of Dare, Uzzell, Dobson, Campen, Vogler, Watkins, Banks, Benton, Morris, Whitener, Pritchett of Bertie, Burns, Burt, Umstead, Gass, Crawford, Withrow, Bost, and Fulghum: H. B. 372, a bill to be entitled An act to amend Chapter 53 of the Public Laws of 1935, as amended, to authorize the employment of optometrists in certain cases by the State Commission for the Blind.

Referred to Committee on Health.

By Mr. Uzzell: H. B. 373, a bill to be entitled An act to regulate the sale of dogs and to protect the rightful owners of the same.

Referred to Committee on Judiciary No. 2.

By Mr. Ruark: H. B. 374, a bill to be entitled An act providing for the fixing of the salary of the county accountant of Brunswick County upon certification by the county government advisory commission and appointment by the Governor.

Referred to Committee on Counties, Cities and Towns.

By Mr. Ruark, by request: H. B. 375, a bill to be entitled An act to amend Chapter 32 of the Public-Local Laws of North Carolina of 1935, relating to Southport-Brunswick County Port Commission.

Referred to Committee on Judiciary No. 2.

By Mr. Poole: H. B. 376, a bill to be entitled An act to regulate the fees of certain witnesses in Moore County.

Referred to Committee on Salaries and Fees.

By Mr. Mallonee: H. B. 377, a bill to be entitled An act to validate certain outstanding obligations of the Town of Murphy, and to provide for the refunding or funding of such obligations.

Referred to Committee on Finance.

And

H. B. 378, a bill to be entitled An act to make an equitable distribution between the State of North Carolina and the local governments therein of payments received from the Tennessee Valley Authority under Section 13 of the Act creating the Authority as amended by the 76th Congress, in lieu of taxes lost on the property acquired by the said Authority.

Referred to Committee on Finance.

By Messrs. Dobson and Burt: H. B. 379, a bill to be entitled An act to define and prohibit unfair sales practices; to provide remedies and to impose penalties for the violation of the provisions thereof.

Referred to Committee on Judiciary No. 2.

By Mr. Davis of Hyde: H. B. 380, a bill to be entitled An act relative to the preparation of the tax books in Hyde County.

Referred to Committee on Counties, Cities and Towns.

And



H. B. 381, a bill to be entitled An act to amend Chapter 319 of the Public-Local Laws of 1939, relating to the collection of dog taxes in Hyde County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Galloway: H. B. 382, a bill to be entitled An act to amend Chapter 20 of the Public-Local Laws of 1939.

Referred to Committee on Counties, Cities and Towns.

By Mr. Umstead: H. B. 383, a bill to be entitled An act to set up a fund for the construction of secondary roads in North Carolina.

Referred to Committee on Roads.

By Mr. Bridger, Sikes, Johnson, Pitman of Robeson and Ruark: H. B. 384, a bill to be entitled An act relating to the closed season for hunting quail in Bladen, Robeson, Brunswick and Columbus counties.

Referred to Committee on Game.

By Mr. Bryant: H. B. 385, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1935, relative to the rental system for textbooks used in the Public Schools of the State.

Referred to Committee on Education.

And

H. B. 386, a bill to be entitled An act to amend Section 1789 of Volume 1, of the Consolidated Statutes of North Carolina of 1919, relating to itemized and verified accounts as evidence.

Referred to Committee on Judiciary No. 1.

And

H. B. 387, a bill to be entitled An act to provide for daylight saving time.

Referred to Committee on Propositions and Grievances.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 67, a bill to be entitled An act to provide hospitalization for highway accident cases.

Referred to Committee on Finance.

S. B. 77, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1937, and Act amendatory thereof, relating to the State Board of Examiners of tile contractors and the licensing of persons engaged in the tile contracting business.

Referred to Committee on Judiciary No. 2.

H. B. 181, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

For concurrence in Senate amendment.

On motion of Mr. Bryant, the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 206, a bill to be entitled An act to validate \$15,000.00 bonds of the Town of Whiteville.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Wilson, Morris, McEachern, McDougale, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 290, a bill to be entitled An act to amend the Charter of Lincolnton.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Wilson, Morris, McEachern, McDougale, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

Committee substitute for H. B. 12, a bill to be entitled An act to create the office of Tax Collector for the County of Burke.

On motion of Mr. Stoney, the Committee substitute bill is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 250, a bill to be entitled An act to amend Chapter 28 Private Laws of 1925, revising the Charter of the City of Fayetteville relating to the Public Works Commission.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 261, a bill to be entitled An act empowering the Board of County Commissioners of Guilford County to create a board to be known as the Revaluation Board of Assessors for Guilford County, and to create a Board to be known as a Board of Equalization and Review.



Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 288, a bill to be entitled An act to amend Chapter 532 of the Public-Local Laws of the Session of 1933, relating to free shows in Lincoln County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 289, a bill to be entitled An act to fix the salary and expense allowance of, and impose additional duties upon the Clerk of the Superior Court of Lincoln County.

Mr. Uzzell offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 293, a bill to be entitled An act to amend Chapter 210 of the Public-Local Laws of 1929 relating to fee to be paid for the seizure of stills in Avery County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 298, a bill to be entitled An act to authorize the Board of County Commissioners of Craven County to defer revaluation of real estate and to create a Central Board of Assessors for Craven County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 55, a bill to be entitled An act to repeal Chapter 21 of the Private Laws of 1937, relative to the North Wilkesboro Academical and Industrial Institute for the colored race.

Passes its second and third readings, and is ordered enrolled.

S. B. 58, a bill to be entitled An act to repeal Chapter 326 of the Public-Local Laws of 1931 relating to the incorporation of Pleasant Hill Baptist Church in New Salem Township, Union County.

Passes its second and third readings, and is ordered enrolled.

S. B. 72, a bill to be entitled An act dividing Person County into districts from which the Board of County Commissioners of Person County shall hereafter be elected.

Passes its second and third readings, and is ordered enrolled.

S. B. 109, a bill to be entitled An act to amend Chapter 5 of the Public-Local Laws of 1937 relating to the duties of public officers of Northampton County.

Passes its second and third readings, and is ordered enrolled.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House for its consideration, House Bill 101, a bill to be entitled An act to amend the Revenue Act of 1939 the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.

The question now recurs upon the passage of the bill on its second reading.

Mr. Jarvis offers an amendment, which is adopted.

Mr. Uzzell offers an amendment.

Mr. Bryant offers an amendment.

Mr. Withrow moves that the amendment offered by Mr. Bryant be placed on the table, which motion fails.

On motion of Mr. Withrow, the amendment offered by Mr. Uzzell is placed on the table.

On motion of Mr. Uzzell, the vote by which the amendment was placed on the table is reconsidered.

The question now recurs upon the adoption of the amendment offered by Mr. Bryant.

Following further debate, Mr. Withrow moves that the amendment offered by Mr. Bryant be placed on the table, which motion is lost.

Mr. Bryant<sup>e</sup> moves the previous question upon the amendment offered by himself.

The motion prevails.

The amendment offered by Mr. Bryant is adopted.

Mr. Withrow moves that the House adjourn until tomorrow at 12 o'clock noon, which motion is lost.

The question now recurs upon the adoption of the amendment offered by Mr. Uzzell.

Mr. Uzzell withdraws the amendment.

Mr. Jarvis moves the previous question on the second reading of the bill.

The motion prevails.

The bill, as amended, passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blacklock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Davis of Dare, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Galloway, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—94.

Those voting in the negative are: Mr. Fouts—1.

On motion of Mr. Bost, the House adjourns and will meet tomorrow at 10:30 A.M.

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### THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
THURSDAY, February 20, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.



Courtesies of the floor are extended to Messrs. Fred Folger of Surry County, and B. F. Falls of Cleveland County, former members of the General Assembly.

On motion of Mr. LeGrand, Edward Munyan Pickens, son of Representative Pickens of Guilford County, is made an Honorary Page of the House.

On motion of Mr. Umstead, Betty Jo Pitman and Martha Pitman, daughters of Representative Pitman of Robeson County, are made Honorary Pagettes of the House.

On motion of Mr. Moore of Wilson, Gordon Buck LeGrand, son of Representative LeGrand of New Hanover County, is made an Honorary Page of the House.

On motion of Mr. Jarvis, A. C. Reynolds, III, son of Representative Reynolds of Buncombe County, is made an Honorary Page of the House.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 358, a bill to be entitled An act to amend Chapter 387 of the Public Laws of 1935, regulating the practice of veterinary surgery in Cleveland County.

With a favorable report.

H. B. 237, a bill to be entitled An act to amend Section 2436 of the Consolidated Statutes of 1911, as amended, to provide a laborer's lien on mine and quarry products and the tools and machinery used in connection therewith.

With a favorable report, as amended.

H. B. 244, a bill to be entitled An act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

With a favorable report, as amended.

By Mr. Horner of Lee, for the Committee on Unemployment Compensation.

H. B. 232, a bill to be entitled An act to provide for simplifying reports of employers to the North Carolina Unemployment Compensation Commission.

With a favorable report.

H. B. 218, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

With a favorable report, as amended.

H. B. 233, a bill to be entitled An act to amend Chapter 1, Public Laws, 1936, Extra Session, as amended, known as the Unemployment Compensation Commission Law.

With an unfavorable report.

H. B. 23, a bill to be entitled An act to amend Chapter 1 of the Public Laws, Extra Session, 1936, as amended by Chapter 448 of the Public Laws of 1937, relating to the Unemployment Compensation Law.

With an unfavorable report.

By Mr. Burgin, for the Committee on Agriculture.

S. B. 106, a bill to be entitled An act to provide for an adequate time in which to market agricultural products by exempting the same from taxation for the year following the year in which grown.

With a favorable report.

## ENGROSSED BILLS

Mr. Caveness, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 289, a bill to be entitled An act to fix the salary and expense allowance of, and impose additional duties upon the Clerk of the Superior Court of Lincoln County.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Abernathy of Nash, Weeks, Delamar, Gibbs, Pearsall, Reynolds, Watkins, Tonissen, Cohoon, and Umstead: H. B. 388, a bill to be entitled An act to amend Chapter 145 of the Public Laws of North Carolina, of 1931, relating to gasoline tax.

Referred to Committee on Finance.

By Mr. Gibbs: H. B. 389, a bill to be entitled An act to repeal Chapter 287 of the Public-Local Laws of 1937, relating to the creation of a park commission for the Town of Beaufort, North Carolina.

On motion of Mr. Gibbs the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Watkins: H. B. 390, a bill to be entitled An act to amend Section 593 and Section 597 (b), of Volume 3, of the Consolidated Statutes of North Carolina, and to repeal Section 597 (c) of Volume 3 of the Consolidated Statutes of North Carolina, relating to judgments.

Referred to Committee on Judiciary No. 1.

By Mr. Tonissen: H. B. 391, a bill to be entitled An act regulating the settlements for damages in personal injury cases.

Referred to Committee on Judiciary No. 2.

By Mr. Delamar: H. B. 392, a bill to be entitled An act to amend Chapter 82 of the Public-Local and Private Laws of North Carolina, 1939, relating to the collection of taxes in Pamlico County.

Referred to Committee on Finance.

By Mr. Gibbs: H. B. 393, a bill to be entitled An act to validate the abandonment by the Town of Beaufort, North Carolina, of a portion of Gordon Street in said town.

Referred to Committee on Counties, Cities and Towns.

By Mr. Blalock: H. B. 394, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

Referred to Committee on Roads.

By Messrs. McDougle, Vogler and Tonissen: H. B. 395, a bill to be entitled An act to provide for a special election for the erection of a municipal auditorium in the City of Charlotte and to levy a tax therefor.

Referred to Committee on Counties, Cities and Towns.



By Mr. Rogers of Macon: H. R. 396, a joint resolution directing the State Highway and Public Works Commission to provide for increase in salaries of its lower paid employees.

Referred to Committee on Roads.

By Messrs. Everett and Blalock: H. B. 397, a bill to be entitled An act to regulate and supervise public live stock markets and dealers in live stock and to prevent the spread of contagious and infectious diseases of live stock.

Referred to Committee on Agriculture.

By Dr. Edwards of Beaufort: H. B. 398, a bill to be entitled An act to appoint a Mayor and Board of Commissioners in the Town of Bath and authorize the election of their successors.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 399, a bill to be entitled An act to amend Chapter 260, Public-Local Laws of 1937, regulating the use of long haul or drag nets in the waters of Beaufort County.

Referred to Committee on Commercial Fisheries.

By Mr. Davis of Dare: H. B. 400, a bill to be entitled An act for the relief of the taxpayers of Dare County and to facilitate the collection of unpaid taxes in said County.

Referred to Committee on Finance.

By Mr. Ward: H. R. 401, a joint resolution authorizing the Governor of North Carolina to appoint a commission to study the various State supported educational institutions and departments.

Referred to Committee on Higher Education.

By Mr. Hughes of Davidson: H. B. 402, a bill to be entitled An act to amend Chapter 596 of the Public-Local Laws of 1915, as amended, fixing the salaries of officers of Davidson County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Ross: H. B. 403, a bill to be entitled An act to prevent damage to or removal of real or personal property by trespassers.

Referred to Committee on Judiciary No. 2.

By Messrs. Johnson and Pitman of Robeson: H. B. 404, a bill to be entitled An act to amend Chapter 57, Public Laws, 1937, relating to the appointment of county electrical inspectors.

Referred to Committee on Judiciary No. 1.

By Mr. Bryant: H. B. 405, a bill to be entitled An act to amend Chapter 257, Public Laws of 1933, as amended, so as to provide for the issuance of funding and refunding bonds of local units other than counties, cities and towns, pursuant to all of the provisions of the Local Government Act.

Referred to Committee on Finance.

By Mr. Blalock: H. B. 406, a bill to be entitled An act conferring additional powers upon the County Board of Health of Anson County, with respect to sanitation and prevention of disease.

Referred to Committee on Health.

By Mr. Palmer: H. B. 407, a bill to be entitled An act authorizing the Board of Commissioners of Haywood County to levy special taxes for the expenses of offices of county accountant and farm demonstration agent.

Referred to Committee on Finance.

## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Committee Substitute for H. B. 11, a bill to be entitled An act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session of 1939.

For concurrence in Senate amendment.

On motion of Mr. Bryant, the House concurs in Senate amendment and the bill is ordered enrolled.

S. B. 100, a bill to be entitled An act to repeal Chapter 342 of the Public-Local Laws of 1929 and to authorize the county of Gaston to erect and equip a new county building and to issue bonds therefor.

Referred to Committee on Finance.

S. B. 146, a bill to be entitled An act to ratify the acts of W. A. Dunn, a Justice of the Peace of Pitt County.

Referred to Committee on Judiciary No. 2.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 290, a bill to be entitled An act to amend the Charter of Lincolnton.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Caveness, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, and Worthington—92.

Those voting in the negative are: None.

H. B. 284, a bill to be entitled An act to authorize the County of Durham to erect and equip a new county building, and to issue bonds therefor.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Caveness, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis,



Kearney, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, and Worthington—92.

Those voting in the negative are: None.

H. B. 299, a bill to be entitled An act to repeal Chapter 8 of the Public-Local Laws of 1927, relative to the issuance of bonds of Gates County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Caveness, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, and Worthington—92.

Those voting in the negative are: None.

H. B. 301, a bill to be entitled An act authorizing the Board of Commissioners of Pender County to levy special taxes for the expenses of offices of county accountant and farm demonstration agent.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Caveness, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, and Worthington—92.

Those voting in the negative are: None.

H. B. 350, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Charlotte to provide for the building, equip-



ping and enlarging of the airports of the City of Charlotte and the levying of taxes thereon.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Caveness, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, and Worthington—92.

Those voting in the negative are: None.

S. B. 90, a bill to be entitled An act authorizing the City of Burlington to erect, either within or without the city limits, a municipal building for an auditorium and for an armory, and validating certain bonds of said city.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Caveness, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, and Worthington—92.

Those voting in the negative are: None.

H. B. 129, a bill to be entitled An act to amend Chapter 144 of the Public-Local Laws of 1937, and all acts amendatory thereof, relating to the City Charter of the City of High Point.

On motion of Mr. Pickens the committee amendments are adopted.

Passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 202, a bill to be entitled An act to repeal Chapter 179 of the Public-Local and Private Laws of 1939, relating to the dredging for oysters in Pamlico County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 271, a bill to be entitled An act to prohibit the sale, possession and manufacture of intoxicating liquors within three and one-half miles of the Church of the Resurrection in Little Switzerland, North Carolina—a village with no police protection—and to appoint a constable in said area.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 94, a bill to be entitled An act to amend Article XVII of Chapter 310 of the Public Laws of 1939, relating to the collection and foreclosure of taxes and applying only to Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 101, a bill to be entitled An act to amend the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.

Messrs. Fouts and Hughes of Davidson offer an amendment which is adopted.

Mr. Edwards of Alleghany offers an amendment which is adopted.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Withrow, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 219, a bill to be entitled An act to amend Chapter 456 of the Public Laws of 1935, and amendments thereto, known as the Housing Authorities Law, relating to the creation of housing authorities to engage in slum clearance and projects to provide dwelling accommodations for persons of low income (including farmers of low income) and to define their powers.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bryant, Burgin, Burns, Burt, Cohoon, Cook, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fulghum, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn,

Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Woods, Wooten, and Worthington—86.

Those voting in the negative are: None.

H. B. 220, a bill to be entitled An act to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements, obligations and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bryant, Burgin, Burns, Burt, Cohoon, Cook, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fulghum, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Woods, Wooten, and Worthington—86.

Those voting in the negative are: None.

H. B. 221, a bill to be entitled An act to authorize housing authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in National defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; to make obligations issued for such projects of housing authorities legal investments and security for deposits; and to declare valid all bonds, notes and obligations of housing authorities issued for projects heretofore undertaken to assure the availability of safe and sanitary dwellings for persons engaged in National defense activities.

Passes its third reading as amended by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bryant, Burgin, Burns, Burt, Cohoon, Cook, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fulghum, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell,



Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Woods, Wooten, and Worthington—86.

Those voting in the negative are: None.

H. B. 264, a bill to be entitled An act to repeal Chapter 239, Public Laws of 1937, relative to the organization and management of mutual burial associations and to provide for supervision thereof.

The Committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allsbrook, Banks, Benton, Blalock, Bridger, Burns, Burt, Campen, Cohoon, Davis of Dare, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Everett, Fouts, Fulghum, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hutchins, Kearney, Kluttz, Mallonee, Moore of Davie, Moore of Guilford, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Withrow, Woods, Wooten, and Worthington—80.

Those voting in the negative are: None.

H. B. 285, a bill to be entitled An act to authorize the issuance of bonds of the State to reimburse funds for emergency advances.

The Committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allsbrook, Banks, Benton, Blalock, Bridger, Burns, Burt, Campen, Cohoon, Davis of Dare, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Everett, Fouts, Fulghum, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hutchins, Kearney, Kluttz, Mallonee, Moore of Davie, Moore of Guilford, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Weeks, Withrow, Woods, Wooten and Worthington—80.

Those voting in the negative are: None.

H. B. 56, a bill to be entitled An Act to amend Section 101, Article X, Chapter 407, Public Laws 1937, making it unlawful for any person under the

influence of intoxicating liquor or narcotic or other drugs to drive any vehicle upon the highways of the State.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 74, a bill to be entitled An act to amend Chapter 78, Public Laws of 1931, as amended by Chapter 227, Public Laws 1935, relative to substitution of trustees in mortgages and deeds of trust.

On motion of Mr. Davis of Hyde, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 96, a bill to be entitled An act relating to the granting of insurance benefits by fraternal benefit societies on the lives of its members.

On motion of Mr. Pickens the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 98, a bill to be entitled An act to amend Section 1421 of the Consolidated Statutes, relating to the authority of the Supreme Court to govern by rules of court the practice and procedure in the courts below the Supreme Court.

On motion of Mr. Taylor of Wayne consideration of the bill is postponed until Friday, February 21, 1941.

Committee Substitute for H. B. 114, a bill to be entitled An act relating to the abolition of courts inferior to the Superior Courts.

On motion of Mr. Jarvis the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

Committee Substitute for H. B. 119, a bill to be entitled An act to exempt gasoline used in public school transportation from all gasoline taxes imposed by the State of North Carolina.

On motion of Mr. Bryant the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 223, a bill to be entitled An act to amend Chapter 93 of the Consolidated Statutes of Volume 2, 1919, relating to building and loan associations, by inserting a new section authorizing insured loans.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 226, a bill to be entitled An act to amend Consolidated Statutes 5182 of Volume 2, 1919, as amended by Chapter 11 of the Public Laws of 1937, relating to the manner in which building and loan associations may make loans.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 227, a bill to be entitled An act to amend Consolidated Statutes 5184 of Volume 2, 1919, as amended by Chapter 18 of the Public Laws of 1933, relating to the power of building and loan associations to borrow money.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 228, a bill to be entitled An act to amend Consolidated Statutes 5177 of Volume 2, 1919, as amended by Chapter 107 of the Public Laws of 1931, as amended by Chapter 26 of the Public Laws of 1933, relating to reserve funds of building and loan associations.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 229, a bill to be entitled An act to provide for the liquidation of the State Dry Cleaners Commission.

On motion of Mr. Merritt consideration of the bill is postponed until Tuesday, February 25, 1941.

Committee substitute for H. B. 249, a bill to be entitled An act to amend Section 2585 of the Consolidated Statutes of 1919, Volume 1, in regard to notice and place of sale of personal property.

On motion of Mr. Halstead the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

On motion of Mr. Davis of Dare consideration of the bill is postponed until Tuesday, February 25, 1941.

H. B. 294, a bill to be entitled An act to amend Chapter 6, Public Laws of 1939, and Chapter 233, Public Laws of 1939, as to investments of the funds of the law enforcement officers benefit fund and as to the officers included therein.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 295, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1935, as amended by Chapter 203 of the Public Laws of 1937, relating to public drunkenness.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 306, a bill to be entitled An act to amend Chapter 297 of the Public Laws of 1937 with respect to the terms and duties of members of the State Highway and Public Works Commission.

Mr. Stone offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 314, a bill to be entitled An act to amend the Motor Vehicle Law relating to out-of-state motor vehicles.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 327, a bill to be entitled An act to amend Section 4287 of the Consolidated Statutes, relative to fraudulent disposal of mortgaged property.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 328, a bill to be entitled An act to amend Section 4282 of the Consolidated Statutes, relative to advances under written promises.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 329, a bill to be entitled An act to amend Section 4288 of the Consolidated Statutes, relative to fraudulent entry of horses at fairs.

On motion of Mr. Worthington the bill is recommitted to the Committee on Judiciary No. 2.

S. B. 50, a bill to be entitled An act to clarify and validate Acts of the General Assembly containing references to, and amendments of the North Carolina Code.<sup>50</sup>

Passes its second and third readings, and is ordered enrolled.

S. B. 89, a bill to be entitled An act to amend Consolidated Statutes of North Carolina as to the State Guard.

Passes its second and third readings, and is ordered enrolled.

S. B. 120, a bill to be entitled An act to amend Section 3 of Chapter 57 of the Public Laws of 1927, relating to the Board of Conservation and Development.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Ward the House adjourns and will meet tomorrow at 11:00 A.M.

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### THIRTY-NINTH DAY

HOUSE OF REPRESENTATIVES,

FRIDAY, February 21, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Mr. Thomas L. Creekmore of Wake County, former member of the House.

On motion of Mr. Umstead, W. B. Austin, Jr., son of Representative Austin of Ashe County, is made an Honorary Page of the House.

On motion of Mr. Pitman of Robeson, Myrtis Boone Johnson, daughter of Representative Johnson of Robeson County, is made an Honorary Page of the House.

On motion of Mr. Vogler, Ann Stevens and Jean Irwin McDougale, daughters of Representative McDougale of Mecklenburg County, are made Honorary Pages of the House.

On motion of Mr. Abernathy of Nash, Mack Braswell and Thomas J. Pearsall, Jr., sons of Representative Pearsall of Nash County, are made Honorary Pages of the House.

Leave of absence is granted to Representative Reynolds of Buncombe County until Monday, February 24, 1941.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:



By Mr. Bryant, for the Committee on Finance.

H. B. 377, a bill to be entitled An act to validate certain outstanding obligations of the Town of Murphy, and to provide for the refunding or funding of such obligations.

With a favorable report.

H. B. 378, a bill to be entitled An act to make an equitable distribution between the State of North Carolina and the local governments therein of payments received from the Tennessee Valley Authority under Section 13 of the Act creating the Authority as amended by the 76th Congress in lieu of taxes lost on the property acquired by the said Authority.

With a favorable report.

S. B. 100, a bill to be entitled An act to repeal Chapter 342 of the Public-Local Laws of 1929 and to authorize the County of Gaston to erect and equip a new county building and to issue bonds therefor.

With a favorable report.

H. B. 400, a bill to be entitled An act for the relief of the taxpayers of Dare County and to facilitate the collection of unpaid taxes in said County.

With a favorable report, as amended.

H. B. 407, a bill to be entitled An act authorizing the Board of Commissioners of Haywood County to levy special taxes for the expenses of offices of county accountant and farm demonstration agent.

With a favorable report.

H. B. 351, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to the time of the meeting of the County Board of Equalization and Review in Wayne County.

With a favorable report.

By Mr. Vogler, for the Committee on Counties, Cities and Towns.

H. B. 307, a bill to be entitled An act to repeal Chapter 409 of the Public-Local Laws of 1935 abolishing the office of Tax Collector and providing for the collection of taxes in Avery County by the Sheriff of said County.

With a favorable report.

H. B. 278, a bill to be entitled An act to divide the Board of County Commissioners of Alamance County into two classes.

With a favorable report.

H. B. 348, a bill to be entitled An act to provide for the appointment of a County Tax Collector for Nash County.

With a favorable report.

H. B. 357, a bill to be entitled An act to amend Chapter 609 of the Public-Local Laws of 1939, relating to a Civil Service Commission for the City of Fayetteville.

With a favorable report.

H. B. 363, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887 and the Acts amendatory thereof relating to the Charter of the public schools of Durham, North Carolina.

With a favorable report.

H. B. 374, a bill to be entitled An act providing for the fixing of the salary of the county accountant of Brunswick County upon certification by the County Government Advisory Commission and appointment by the Governor.

With a favorable report.

H. B. 380, a bill to be entitled An act relative to the preparation of the tax books in Hyde County.

With a favorable report.

H. B. 381, a bill to be entitled An act to amend Chapter 319 of the Public-Local Laws of 1939, relating to the collection of dog taxes in Hyde County.

With a favorable report.

By Mr. Stone, for the Committee on Roads.

H. B. 124, a bill to be entitled An act to authorize State Highway Patrolmen to execute warrants issued by Justice of the Peace in any part of the State without the necessity of indorsement.

With a favorable report.

H. B. 166, a bill to be entitled An act to amend Chapter 297 of the Public Laws of 1937 relating to neighborhood roads.

With a favorable report, as amended.

H. B. 326, a bill to be entitled An act to repeal Chapter 343 of the Public-Local Laws of 1931.

With a favorable report.

H. B. 340, a bill to be entitled An act to clarify the law with reference to stop signs at intersecting highways.

With a favorable report.

S. B. 24, a bill to be entitled An act to require the State Highway and Public Works Commission to maintain and keep in repair roads leading from the State-maintained highways to public schools in this State.

With a favorable report.

By Mr. Pickens, for the Committee on Judiciary No. 2.

S. B. 146, a bill to be entitled An act to ratify the acts of W. A. Dunn, a Justice of the Peace of Pitt County.

With a favorable report.

H. B. 235, a bill to be entitled An act to amend Chapter 249 of the Public Laws of 1925, as amended by Chapter 19 of the Public Laws of 1935, as amended by Chapter 61 of the Public Laws of 1939, relating to the transfers and assignments of claims against the State.

With a favorable report.

H. B. 343, a bill to be entitled An act to provide a civil service commission for the members of the police and fire departments of the City of Kinston, North Carolina.

With a favorable report, as amended.

H. B. 344, a bill to be entitled An act to amend Section 3905 of the Consolidated Statutes of 1919 to increase the fees of coroners for holding inquests.

With a favorable report.

H. B. 403, a bill to be entitled An act to prevent damage to or removal of real or personal property by trespassers.

With an unfavorable report.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 149, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939 to provide for sick leave with pay for teachers and principals in the public schools of North Carolina.

With a favorable report.

On motion of Mr. Austin, the bill is recommitted to the Committee on Appropriations.



By Mr. Johnson, for the Committee on Health.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws 1935 being an Act entitled An Act to prevent rabies in the State of North Carolina.

With a favorable report.

H. B. 336, a bill to be entitled An act to amend Section 1 of Chapter 314, Public Laws of 1939, the same being "An Act to require physical examination before issuance of license to marry."

With a favorable report.

H. B. 194, a bill to be entitled An act to amend Chapter 118, Subchapter 2, Article 6, of the Consolidated Statutes, relating to birth certificates.

With a favorable report.

H. B. 141, a bill to be entitled An act to aid in the registration of birth certificates.

With a favorable report.

H. B. 242, a bill to be entitled An act to amend Section 7101 of the Consolidated Statutes of North Carolina relating to the registration of birth certificates.

With an unfavorable report.

By Mr. Kerr, for the Committee on Appropriations.

H. B. 209, a bill to be entitled An act to permit and instruct the State Treasurer to pay certain bonds and interest thereon.

With a favorable report.

H. B. 212, a bill to be entitled An act to establish demonstration oyster farms in the State of North Carolina for the purpose of investigation, developing and improving the oyster and other shellfish resources in the State.

With a favorable report.

H. B. 161, a bill to be entitled An act authorizing the purchase of uniforms for Home Guard Units now or about to be established in this State.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Burgin, for the Committee on Agriculture.

H. B. 76, a bill to be entitled An act fixing and defining the term of the agricultural tenancy year in Person County.

With a favorable report.

H. B. 39, a bill to be entitled An act to amend Chapter 64 of the Public Laws of 1939, as amended by Chapter 162 of the Public Laws of 1939, relating to the "Pure Seed Law."

With an unfavorable report as to bill, favorable as to Committee substitute bill.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Kerr: H. B. 408, a bill to be entitled An act to amend Consolidated Statutes 1443 of Volume 3, 1924, relating to the terms of court for Warren County.

Referred to Committee on Judiciary No. 1.

By Mr. Richardson: H. B. 409, a bill to be entitled An act extending the jurisdiction of police officers of the Town of Marshville to a distance of one mile beyond the town limits in all directions.

Referred to Committee on Counties, Cities and Towns.

By Mr. McGowan: H. B. 410, a bill to be entitled An act to prohibit the manufacture and sale of intoxicating liquors in North Carolina and to provide for a State-wide vote on the proposition to prohibit the manufacture and sale of intoxicating liquors in North Carolina.

Referred to Committee on Propositions and Grievances.

And

H. B. 411, a bill to be entitled An act to regulate the transportation or importation of intoxicating liquors in the State of North Carolina.

Referred to Committee on Propositions and Grievances.

By Mr. Watkins: H. B. 412, a bill to be entitled An act to amend Chapter 332, Private Laws of North Carolina, Session of 1913, as amended.

Referred to Committee on Judiciary No. 1.

By Mr. Withrow: H. B. 413, a bill to be entitled An act to regulate the cost in all criminal actions in the Mayor's Court of the Town of Forest City.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 414, a bill to be entitled An act to create the office of jailer in Rutherford County and provide for the operation of the jail under the supervision of the Board of County Commissioners.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Burgin, Reynolds, Hatch, Rabb, Stoney, Abernathy of Nash, Moore of Jackson, and Rogers of Polk: H. B. 415, a bill to be entitled An act to authorize and establish a county and district Agricultural and Industrial Fair Division in the Department of Agriculture.

Referred to Committee on Agriculture.

By Mr. Cook: H. B. 416, a bill to be entitled An act to amend the Charter of the Fayetteville Graded Schools.

Referred to Committee on Elections and Election Laws.

By Mr. Bridger: H. B. 417, a bill to be entitled An act relating to the meetings of the Board of Commissioners of Bladen County.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 418, a bill to be entitled An act prescribing the duties of the Auditor of Bladen County.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 419, a bill to be entitled An act creating the office of Tax Collector for Bladen County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Gobble: H. B. 420, a bill to be entitled An act to amend Chapter 119 of the Public Laws of 1929, relative to the practice of barbering in North Carolina.

Referred to Committee on Judiciary No. 2.

By Mr. Edwards of Alleghany: H. B. 421, a bill to be entitled An act fixing the fees which may be charged by the Register of Deeds of Alleghany County.

Referred to Committee on Salaries and Fees.

And

H. B. 422, a bill to be entitled An act providing for the payment of a bounty for the destruction of hawks, crows, owls and grey foxes in Alleghany County.



Referred to Committee on Agriculture.

And

H. B. 423, a bill to be entitled An act making it lawful for sportsmen in Alleghany County to use pump guns containing five shots and to regulate the sale of rabbits in said County.

Referred to Committee on Game.

By Mr. Pollard: H. B. 424, a bill to be entitled An act to prescribe certain uniform rules of practice for administrative agencies and to provide a uniform method of reviewing their determinations.

Referred to Committee on Judiciary No. 1.

By Mr. Richardson: H. B. 425, a bill to be entitled An act to amend Chapter 1, Public Laws 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

Referred to Committee on Unemployment Compensation.

By Mr. Pritchett of Bertie: H. B. 426, a bill to be entitled An act validating a new index and cross-index system for real estate records from 1722 through 1924 in the office of the Register of Deeds for Bertie County.

Referred to Committee on Salaries and Fees.

And

H. B. 427, a bill to be entitled An act relative to the listing, selling and foreclosure of unlisted taxes, payment of paving assessments and taxes, tax sales and foreclosures for the Town of Aulander, Bertie County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Mr. Burns: H. B. 428, a bill to be entitled An act to amend Section 996 of the Consolidated Statutes of 1919, as amended by Chapter 305 of the Public Laws of 1929, relating to the revocation of voluntary deeds conveying contingent interests to persons not in esse or not determinable until the happening of a future event.

Referred to Committee on Judiciary No. 2.

By Mr. Sellars: H. B. 429, a bill to be entitled An act repealing Chapter 192 of the Public-Local Laws of the Session of 1923, with reference to the salaries of certain employees of Alamance County, and repealing a part of Section 1 of Chapter 232 of the Public-Local Laws of the Session of 1935, with reference to the appointment of certain employees of Alamance County.

Referred to Committee on Salaries and Fees.

By Mr. Boswood: H. B. 430, a bill to be entitled An act to provide for a survey of certain State waters in Currituck Sound.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 431, a bill to be entitled An act to fix the compensation of the chairman and members of the Board of Elections of Currituck County.

Referred to Committee on Salaries and Fees.

By Mr. Edwards of Beaufort: H. B. 432, a bill to be entitled An act to ratify the election of the Mayor and Board of Commissioners of the Town of Washington Park.

Referred to Committee on Elections and Election Laws.

By Mr. Moore of Davie: H. B. 433, a bill to be entitled An act relating to prevention of rabies in Davie County by amending Chapter 122, Public Laws 1935.

Referred to Committee on Health.

By Mr. Underwood: H. B. 434, a bill to be entitled An act to exempt fox hounds from taxation in Hertford County.

Referred to Committee on Finance.

By Mr. McDougale: H. B. 435, a bill to be entitled An act to amend Consolidated Statutes of 1919, Section 1437, conferring concurrent jurisdiction on the Superior Courts and inferior courts in misdemeanor cases.

Referred to Committee on Judiciary No. 1.

By Messrs. Bryant, Vogler, Morris, Uzzell, Umstead, and Watkins: H. B. 436, a bill to be entitled An act to permit counties, cities and towns at their own expense to participate in the Teachers' and State Employees' Retirement System of North Carolina.

Referred to Committee on Education.

By Messrs. Woods, Taylor of Stokes, Hughes of Davidson, McGowan, and Gass: H. B. 437, a bill to be entitled An act to amend Chapter 52 of the Public Laws of 1935, placing certain offenses within the jurisdiction of Justices of the Peace.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 44, a bill to be entitled An act to provide State aid for Public Libraries in North Carolina.

On motion of Mr. Kerr, the bill is placed on the Calendar.

S. B. 116, a bill to be entitled An act to provide a Memorials Commission in and for the State of North Carolina.

Referred to Committee on Propositions and Grievances.

S. B. 117, a bill to be entitled An act to provide for the care, operation and maintenance of the public buildings and grounds of the State.

Referred to Committee on Public Buildings and Grounds.

S. B. 118, a bill to be entitled An act to provide for the payment to the City of Fayetteville the sum of \$25,000 from the profits of the stores operated by the Board of Alcoholic Control of Cumberland County during the fiscal year running from June 30, 1940, to June 30, 1941.

Referred to Committee on Counties, Cities and Towns.

S. B. 133, a bill to be entitled An act to regulate the use of the net profits from the sale of alcoholic beverages in Cumberland County.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 284, a bill to be entitled An act to authorize the County of Durham to erect and equip a new County Building, and to issue bonds therefor.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany,



Edwards of Beaufort, Ellenor, Everett, Fouts, Fulghum, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—88.

Those voting in the negative are: None.

H. B. 299, a bill to be entitled An act to repeal Chapter 8 of the Public-Local Laws of 1927 relative to the issuance of bonds of Gates County.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Ellenor, Everett, Fouts, Fulghum, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—88.

Those voting in the negative are: None.

H. B. 301, a bill to be entitled An act authorizing the Board of Commissioners of Pender County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Ellenor, Everett, Fouts, Fulghum, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace

of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—88.

Those voting in the negative are: None.

H. B. 350, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Charlotte to provide for the building, equipping and enlarging of the airports of the City of Charlotte, and the levying of taxes thereon.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Ellenor, Everett, Fouts, Fulghum, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—88.

Those voting in the negative are: None.

S. B. 90, a bill to be entitled An act authorizing the City of Burlington to erect, either within or without the city limits, a Municipal Building for an Auditorium and for an Armory, and validating certain bonds of said City.

Passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Messrs. Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Ellenor, Everett, Fouts, Fulghum, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—88.

Those voting in the negative are: None.

H. B. 358, a bill to be entitled An act to amend Chapter 387 of the Public Laws of 1935, regulating the practice of veterinary surgery in Cleveland County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 264, a bill to be entitled An act to repeal Chapter 239, Public Laws of 1937, relative to the organization and management of mutual burial associations and to provide for supervision thereof.

As amended, passes its third reading by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—92.

Those voting in the negative are: None.

H. B. 218, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

On motion of Mr. Abernathy of Nash, the Committee amendment is adopted.

Passes its second reading, as amended, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—92.

Those voting in the negative are: None.

H. B. 285, a bill to be entitled An act to authorize the issuance of bonds of the State to reimburse funds for emergency advances.

As amended, passes its third reading by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cook, Crawford,

Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Sherrill, Stoney, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Whitener, Withrow, Woods, and Wooten—92.

Those voting in the negative are: None.

H. B. 98, a bill to be entitled An act to amend Section 1421 of the Consolidated Statutes relating to the authority of the Supreme Court to govern by rules of court the practice and procedure in the courts below the Supreme Court.

Mr. Wallace of Lenoir offers an amendment.

The Chair announces that under rule 58 the bill, carrying an appropriation, is ordered sent to the Committee on Appropriations.

Mr. Taylor of Wayne enters an appeal from the ruling of the Chair and moves that the bill be not recommitted to the Committee on Appropriations, but remain on the Calendar.

The motion fails and the bill is ordered recommitted to the the Committee on Appropriations.

H. B. 232, a bill to be entitled An act to provide for simplifying reports of employers to the North Carolina Unemployment Compensation Commission.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 237, a bill to be entitled an Act to amend Section 2436 of the Consolidated Statutes of 1919, as amended, to provide a laborer's lien on mine and quarry products and the tools and machinery used in connection therewith.

On motion of Mr. Fouts, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 244, a bill to be entitled An act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

On motion of Mr. Ward, the bill is recommitted to the Committee on Finance.

S. B. 106, a bill to be entitled An act to provide for an adequate time in which to market agricultural products by exempting the same from taxation for the year following the year in which grown.

On motion of Mr. Bryant, the bill is recommitted to the Committee on Finance.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 53. An Act relating to the indexing of records in Northampton County.



S. B. 55. An Act to repeal Chapter 21 of the Private Laws of 1937, relative to the North Wilkesboro Academical and Industrial Institute for the Colored Race.

S. B. 58. An Act to repeal Chapter 326 of the Public-Local Laws of 1931 relating to the incorporation of Pleasant Hill Baptist Church in New Salem Township, Union County.

S. B. 71. An Act to amend Section 22 of the Charter of the Town of Leaksville, as amended by Chapter 633 of the Public-Local Laws of 1937, and to validate certain bonds and notes of the Town of Leaksville.

S. B. 72. An Act dividing Person County into districts from which the Board of County Commissioners of Person County shall hereafter be elected.

S. B. 95. An Act to amend Section 5 of Chapter 315 of the Public Laws of 1939, relating to the codification of the Statute Law of North Carolina.

S. B. 102. An Act to create a Department of Motor Vehicles and transfer to such Department duties now performed by other State agencies.

S. B. 109. An Act to amend Chapter 5 of the Public-Local Laws of 1937 relating to the duties of public officers of Northampton County.

H. B. 5. An Act to curtail and punish subversive activities.

H. B. 95. An Act to require the accounts of County officers of Tyrrell County to be audited annually by Certified Public Accountants.

H. B. 99. An Act to amend Chapter 146 of the Public Laws of 1927, as amended, relating to administration of the fiscal affairs of counties: applicable to Mecklenburg County only.

H. B. 142. An Act to regulate and license the peddling and sale of scholastic colors, emblems, and other like articles in athletic contests in Orange County.

H. B. 144. An Act to establish a State Marketing Authority to promote the more effective marketing of farm, home, sea and forest products, and to set up local marketing units in coöperation with counties, cities and towns.

H. B. 151. An Act amending Chapter 109 of the Private Laws of 1933 as amended, the same being entitled "An Act relating to special assessments levied by the City of Greensboro."

H. B. 160. An Act to amend Chapter 538 of the Public-Local Laws of 1939, relating to eligibility of benefits under the peace officers' relief fund for the City and County of Durham.

H. B. 169. An Act to repeal Section 1 of Chapter 508 of the Public-Local Laws of 1927, relative to the issuance of bonds of Robeson County.

H. B. 178. An Act to amend Chapter 310 of the Public Laws of 1939 relating to the sale of tax liens on real property in Wayne County.

H. B. 181. An Act to authorize the issuance of notes of the State for the purpose of paying appropriations.

H. B. 322. An Act relating to the transfer of civil and criminal cases from the General County Court of Buncombe County to the Superior Court of Buncombe County.

On motion of Mr. Vogler, the House adjourns and will meet tomorrow at 10 A.M.

## FORTIETH DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, February 22, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Sherrill, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Hatch, House Bill 110, a bill to be entitled An act to place law enforcement officers in Cumberland County under the control and supervision of the Sheriff of said County, is recalled from the Senate for further consideration by the House.

Mr. Withrow rises to a point of personal privilege to express his views of disapproval of the position of Honorable Robert R. Reynolds, United States Senator from North Carolina, on the Lend-Lease Aid to Britain bill now pending before the Congress of the United States.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Mull: H. B. 438, a bill to be entitled An act to amend the Charter of the City of Shelby, relative to the salary of the Mayor and Board of Aldermen.

On motion of Mr. Hatch, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

And

H. B. 439, a bill to be entitled An act to regulate the Grand Jury of Cleveland County so as to increase the term of service to one year.

On motion of Mr. Hatch, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

And

H. B. 440, a bill to be entitled An act to authorize Number 6 Township in Cleveland County to enlarge the Shelby Hospital and issue bonds therefor.

On motion of Mr. Hatch, the bill is placed on the Calendar.

By Mr. Pitman of Avery: H. B. 441, a bill to be entitled An act to remove the name of D. Buchanan from the list of Justices of the Peace appointed for Toe River Township, Avery County, by the General Assembly.

Referred to Committee on Justice of the Peace.

By Mr. Mull: H. B. 442, a bill to be entitled An act to authorize the Town of Mooresboro, a municipal corporation, of Cleveland County, North Carolina, to sell certain real estate.



On motion of Mr. Hatch, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 38, a bill to be entitled An act to amend Section 442 of the Consolidated Statutes of 1939 relating to presenting claims against counties.

Referred to Committee on Counties, Cities and Towns.

S. B. 138, a bill to be entitled An act enabling the County of Guilford to establish an airport authority for the maintenance of airport facilities in the County of Guilford for the citizens of Greensboro, High Point, Guilford County and vicinity.

Referred to Committee on Counties, Cities and Towns.

S. B. 165, a bill to be entitled An act to amend Chapter 170, Public Laws of North Carolina, 1939, to place Wake County under the provisions of the said Act regulating the publication of legal advertising.

Referred to Committee on Judiciary No. 1.

S. B. 167, a bill to be entitled An act to enlarge the corporate limits of the City of Fayetteville; to establish and lay out the boundary lines for eight wards; and to provide for a new registration.

For concurrence in Senate amendment.

Placed on the Calendar for concurrence in the Senate amendment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 76, a bill to be entitled An act fixing and defining the term of the agricultural tenancy year in Person County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 278, a bill to be entitled An act to divide the Board of County Commissioners of Alamance County into two classes.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 307, a bill to be entitled An act to repeal Chapter 409 of the Public-Local Laws of 1935 abolishing the office of Tax Collector and providing for the collection of taxes in Avery County by the Sheriff of said County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 326, a bill to be entitled An act to repeal Chapter 343 of the Public-Local Laws of 1931.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 343, a bill to be entitled An act to provide a civil service commission for the members of the police and fire departments of the City of Kinston, North Carolina.

The Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 348, a bill to be entitled An act to provide for the appointment of a County Tax Collector for Nash County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 351, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to the time of the meeting of the County Board of Equalization and Review in Wayne County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 357, a bill to be entitled An act to amend Chapter 609 of the Public-Local Laws of 1939, relating to a civil service commission for the City of Fayetteville.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 363, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887 and the acts amendatory thereof relating to the Charter of the Public Schools of Durham, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 374, a bill to be entitled An act providing for the fixing of the salary of the County Accountant of Brunswick County upon certification by the County Government Advisory Commission and appointment by the Governor.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 380, a bill to be entitled An act relative to the preparation of the tax books in Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 381, a bill to be entitled An act to amend Chapter 319 of the Public-Local Laws of 1939, relating to the collection of dog taxes in Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 400, a bill to be entitled An act for the relief of the taxpayers of Dare County and to facilitate the collection of unpaid taxes in said County.

The Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 146, a bill to be entitled An act to ratify the acts of W. A. Dunn, a Justice of the Peace of Pitt County.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Hatch, the House adjourns in honor of the birthday of George Washington, the Father of our country and will meet Monday night at 8 o'clock.



## FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES,  
MONDAY NIGHT, February 24, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Darden, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Honorable W. R. Lovill of Watauga County, Honorable H. M. Jackson of Lee County and Honorable T. H. Lindsey of Brunswick County, former members of the House of Representatives.

On motion of Mr. Dobson, Tommy Mayberry, of Surry County, is made an Honorary Page of the House.

On motion of Mr. Halstead, H. B. 189, "A bill to be entitled An act to amend Chapter 170, Public Laws of 1939, so that the provision of said act shall not apply to the County of Greene," is taken from the Committee on Judiciary No. 1 and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Halstead, S. B. 165, "A bill to be entitled An act to amend Chapter 170, Public Laws of North Carolina, 1939, to place Wake County under the provisions of the said act regulating the publication of legal advertising," is taken from the Committee on Judiciary No. 1 and re-committed to the Committee on Judiciary No. 2.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Edwards, for the Committee on Salaries and Fees:

H. B. 273, a bill to be entitled An act to provide clerical assistance for the Register of Deeds and Clerk of Superior Court of Pender County.

With a favorable report.

H. B. 312, a bill to be entitled An act to repeal Chapter 225 of the Public-Local Laws of 1939 relating to the Tax Collector of Graham County.

With a favorable report.

H. B. 247, a bill to be entitled An act to fix the salary of the County Accountant of Graham County.

With a favorable report.

H. B. 376, a bill to be entitled An act to regulate the fees of certain witnesses in Moore County.

With a favorable report.

H. B. 421, a bill to be entitled An act fixing the fees which may be charged by the Register of Deeds of Alleghany County.

With a favorable report.

H. B. 426, a bill to be entitled An act validating a new index and cross-index system for real estate records from 1722 through 1924 in the office of the Register of Deeds for Bertie County.

With a favorable report.

H. B. 431, a bill to be entitled An act to fix the Compensation of the chairman and members of the Board of Elections of Currituck County.

With a favorable report.

H. B. 311, a bill to be entitled An act to amend Chapter 28 of the Public-Local Laws of 1931, relative to the compensation of the Tax Collector of Graham County.

With a favorable report.

H. B. 297, a bill to be entitled An act to amend Section 3907 of the Consolidated Statutes, relating to the fees to be charged by the Register of Deeds of Craven County.

With a favorable report.

H. B. 316, a bill to be entitled An act to enlarge the term of office of the Treasurer of Bertie County.

With a favorable report.

H. B. 352, a bill to be entitled An act to amend Section 960 of Consolidated Statutes of Volume I, 1919, with reference to unclaimed fees of jurors and witnesses paid to general fund of Wayne County.

With a favorable report.

H. B. 429, a bill to be entitled An act repealing Chapter 192 of the Public-Local Laws of the session of 1923, with reference to the salaries of certain employees of Alamance County, and repealing a part of Section I of Chapter 232 of the Public-Local Laws of the session of 1935, with reference to the appointment of certain employees of Alamance County.

With a favorable report.

H. B. 205, a bill to be entitled An act to prescribe the fees for probate and registration of certain right-of-way deeds in Brunswick, Bladen, Columbus and Robeson Counties.

With a favorable report, as amended.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully examined the following engrossed bills and resolutions, finds them properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 74, a bill to be entitled An act to amend Chapter 78, Public Laws of 1931, as amended by Chapter 227, Public Laws 1935, relative to substitution of trustees in mortgages and deeds of trust.

H. B. 306, a bill to be entitled An act to amend Chapter 297 of the Public Laws of 1937 with respect to the terms and duties of members of the State Highway and Public Works Commission.

H. B. 129, a bill to be entitled An act to amend Chapter 144 of the Public-Local Laws of 1937, and all acts amendatory thereof, relating to the City Charter of the City of High Point.

H. B. 264, a bill to be entitled An act to repeal Chapter 239 of the Public Laws of 1937, relative to the organization and management of mutual burial associations, and to provide for supervision thereof.

H. B. 101, a bill to be entitled An act to amend the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.



H. B. 221, a bill to be entitled An act to authorize housing authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in national defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; to make obligations issued for such projects of housing authorities legal investments and security for deposits, and to declare valid all bonds, notes and obligations of housing authorities issued for projects heretofore undertaken to assure the availability of safe and sanitary dwellings for persons engaged in national defense activities.

H. B. 237, a bill to be entitled An act to amend Section 2436 of the Consolidated Statutes of 1919, as amended, to provide a laborer's lien on mine and quarry products and the tools and machinery used in connection therewith.

H. B. 285, a bill to be entitled An act to authorize the issuance of bonds of the State to reimburse funds for emergency advances.

H. B. 400, a bill to be entitled An act for the relief of the taxpayers of Dare County and to facilitate the collection of unpaid taxes in said County.

H. B. 343, a bill to be entitled An act to provide a Civil Service Commission for the members of the Police and Fire Departments of the City of Kinston, North Carolina.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Sherrill: H. R. 443, a joint resolution commending the Senior Senator from North Carolina in the United States Senate, the Honorable Josiah William Bailey, for his championship of the Lend-Lease Bill.

On motion of Mr. Sherill the resolution is placed on its immediate passage.  
Passes first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams: H. R. 444, a joint resolution inviting the Mayor of Elizabeth City and other distinguished citizens to address the General Assembly at Elizabeth City, February 26, 1941.

On motion of Mr. Williams the resolution is placed on its immediate passage.  
Passes first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Stone: H. B. 445, a bill to be entitled An act to amend Section 24 of Chapter 145 of the Public Laws of 1931, as amended, relating to the motor fuel road tax, so as to enlarge the definition of motor fuels and provide for a road use tax on any person owning or operating a motor vehicle propelled by a product not within the definition of motor fuels.

Referred to Committee on Roads.

By Mr. Bridger: H. B. 446, a bill to be entitled An act to validate certain bonds of the Town of Bladenboro and to authorize the issuance of refunding bonds of said Town.

On motion of Mr. Bridger the bill is placed on the Calendar.

By Messrs. Allsbrook and Everett: H. B. 447, a bill to be entitled An act to authorize the County Commissioners of Halifax County, in their discretion and after a public hearing, to expend or lend surplus funds for the repair of dikes on the Roanoke River damaged by the flood in August, 1940.

Referred to Committee on Judiciary No. 2.

By Mr. Caveness: H. B. 448, a bill to be entitled An act to amend Section 3187 of the Consolidated Statutes of North Carolina.

Referred to Committee on Judiciary No. 1.

By Mr. Burgin: H. B. 449, a bill to be entitled An act to aid in the collection of delinquent taxes in Henderson County.

Referred to Committee on Finance.

By Mr. Campen: H. B. 450, a bill to be entitled An act to amend Section 1443 of Volume 3 of the Consolidated Statutes as amended, relating to the Courts of Chowan County.

Referred to Committee on Courts and Judicial Districts.

By Messrs. Morris and LeGrand: H. B. 451, a bill to be entitled An act to aid in the development of the Town of Carolina Beach.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Wallace of Johnston and Fulghum: H. B. 452, a bill to be entitled An act to amend Chapter 105 of the Public-Local Laws of 1929, relating to the office of the Clerk of the Superior Court of Johnston County.

On motion of Mr. Wallace the bill is placed on its immediate passage.

Passes first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Poole: H. B. 453, a bill to be entitled An act to authorize the Town of Hemp, in Moore County, to reconvey to the grantor certain real estate situate in said town for which no compensation was paid, and to authorize said town to lease what is known as the Community House and property for the purpose of securing its operation and maintenance for the public.

Referred to Committee on Counties, Cities and Towns.

By Mr. Woods: H. B. 454, a bill to be entitled An act to repeal Section 1387 of the Consolidated Statutes of 1919, in so far as it relates to Caswell County, and to abolish the office of County Treasurer of Caswell County and place the duties of the Treasurer upon the County Accountant.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 455, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, as amended, to confer additional powers on the Sanitary District Boards in Caswell County.

Referred to Committee on Health.

And



H. B. 456, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes of 1919, as amended, to permit the tax collector and deputy tax collectors of Caswell County to carry arms when on official duty.

Referred to Committee on Propositions and Grievances.

By Mr. Horner of Lee: H. B. 457, a bill to be entitled An act to revise and consolidate the Charter of the Town of Jonesboro.

Referred to Committee on Counties, Cities and Towns.

By Mr. Sherrill: H. B. 458, a bill to be entitled An act to amend H. B. No. 65, ratified the 7th day of February, 1941, relating to the Public School System of Graham County.

Referred to Committee on Education.

By Mr. Allen, Arch T.: H. B. 459, a bill to be entitled An act to amend Chapter 81, Public Laws of 1927, as amended, the same being An act to provide for the issuance of bonds and notes of counties, and for property taxation for the payment thereof, with interest.

Referred to Committee on Finance.

And

H. B. 460, a bill to be entitled An act to amend and supplement An act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, the same being Chapter 358 of the Public Laws of 1939.

Referred to Committee on Education.

By Mr. Fulghum: H. B. 461, a bill to be entitled An act to amend Chapter 185 of the Private Laws of 1909, as amended by Chapter 166 of the Private Laws of 1929, relating to the tax rate in the Town of Kenly.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Pitman of Robeson and Johnson: H. B. 462, a bill to be entitled An act regulating compensation of rural policemen and town policemen in the County of Robeson and to eliminate payment of fees in criminal cases to such officers.

Referred to Committee on Counties, Cities and Towns.

By Mr. Merritt: H. B. 463, a bill to be entitled An act to describe and define the limits and boundaries of the Town of Newton, in Catawba County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Harris: H. B. 464, a bill to be entitled An act to amend Section 220 (k) of the Consolidated Statutes of North Carolina, being the Banking Laws and being the Section entitled "Commercial and Business Paper Defined."

Referred to Committee on Banks and Banking.

By Mr. Ross: H. B. 465, a bill to be entitled An act to authorize the Town of Ashboro to appoint a municipal lake fishing commission and to delegate to it certain powers.

Referred to Committee on Game.

By Mr. Sellars: H. B. 466, a bill to be entitled An act to authorize and empower the officers and trustees of Providence Memorial Christian Church to preserve, improve and beautify the cemetery of said church at Graham, Alamance County, North Carolina, and to authorize the Providence Memorial Association to participate therein.

Referred to Committee on Propositions and Grievances.

And

H. B. 467, a bill to be entitled An act providing for per diem mileage for members of the County Board of Charities and Public Welfare of Alamance County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Uzzell: H. B. 468, a bill to be entitled An act to amend Section 25, Chapter 197, Public Laws 1939, to provide for the application of the law concerning trusts and trustees and the administration of trusts.

Referred to Committee on Judiciary No. 2.

By Messrs. Gass, Gobble, Carlyle and Stoney: H. B. 469, a bill to be entitled An act to amend Chapter 88 of the Consolidated Statutes of North Carolina, and to amend Chapter 319 of the Public Laws of 1937 amending said Chapter, relating to the powers of the State Board of Charities and Public Welfare and to the membership, appointment and duties of county welfare boards and county superintendents of public welfare.

Referred to Committee on Public Welfare.

By Messrs. Fulghum and Wallace of Johnston: H. B. 470, a bill to be entitled An act to amend Section 93 of Volume 1 of the Consolidated Statutes of 1919, relating to the order of payment of debts of a decedent.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 150, a bill to be entitled An act to repeal Chapter 60, Public-Local Laws of 1915 and Chapter 216, Public-Local Laws of 1927 and to require the Clerk of the Superior Court of Rockingham County to make out and publish a calendar for the criminal terms of the Superior Court of said County.

Referred to Committee on Courts and Judicial Districts.

S. B. 151, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to the hearing of certain cases at criminal terms of the Superior Court of Rockingham County.

Referred to Committee on Courts and Judicial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 377, a bill to be entitled An act to validate certain outstanding obligations of the Town of Murphy, and to provide for the refunding or funding of such obligations.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of



Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—105.

Those voting in the negative are: None.

H. B. 407, a bill to be entitled An act authorizing the Board of Commissioners of Haywood County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—105.

Those voting in the negative are: None.

H. B. 440, a bill to be entitled An act to authorize No. 6 Township in Cleveland County to enlarge the Shelby Hospital and issue bonds therefor.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Story, Taylor of

Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—105.

Those voting in the negative are: None.

S. B. 100, a bill to be entitled An act to repeal Chapter 342 of the Public-Local Laws of 1929, and to authorize the county of Gaston to erect and equip a new county building and to issue bonds therefor.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—105.

Those voting in the negative are: None.

H. B. 167, a bill to be entitled An act to enlarge the corporate limits of the City of Fayetteville; to establish and lay out the boundary line for eight wards; and to provide for a new registration.

For concurrence in Senate Amendment.

On motion of Mr. Cook the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 218, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

Mr. Abernathy of Nash offers an amendment, which is adopted.

On motion of Mr. LeGrand action on the bill is deferred until Tuesday, February 25, 1941.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws 1935 being An act entitled An act to prevent rabies in the State of North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble,



Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—105.

Those voting in the negative are: None.

Committee substitute for H. B. 39, a bill to be entitled An act to amend Chapter 64 of the Public Laws of 1939, as amended by Chapter 162 of the Public Laws of 1939, relating to the "Pure Seed Law."

On motion of Mr. Quinn, the Committee substitute bill is adopted, constituting the first reading, and the bill remains on the Calendar.

H. B. 124, a bill to be entitled An act to authorize State Highway Patrolmen to execute warrants issued by Justice of the Peace in any part of the State without the necessity of indorsement.

On motion of Mr. Withrow the bill is laid on the table.

H. B. 141, a bill to be entitled An act to aid in the registration of birth certificates.

An amendment offered by Mr. Pritchett of Bertie is adopted.

Passes its second and third readings, and is ordered engrossed and sent to the Senate.

Committee substitute for H. B. 161, a bill to be entitled An act authorizing the purchase of uniforms for home guard units now or about to be established in this State.

On motion of Mr. Horner of Lee the Committee substitute bill is adopted.

Mr. Pickens offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 166, a bill to be entitled An act to amend Chapter 297 of the Public Laws of 1937, relating to neighborhood roads.

On motion of Mr. LeGrand the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 194, a bill to be entitled An act to amend Chapter 118, Sub-chapter 2, Article 6, of the Consolidated Statutes, relating to birth certificates.

Mr. Pritchett of Bertie offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 209, a bill to be entitled An act to permit and instruct the State Treasurer to pay certain bonds and interest thereon.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 235, a bill to be entitled An act to amend Chapter 249 of the Public Laws of 1925, as amended by Chapter 19 of the Public Laws of 1935, as amend-

ed by Chapter 61 of the Public Laws of 1939, relating to the transfers and assignments of claims against the State.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 336, a bill to be entitled An act to amend Section 1 of Chapter 314, Public Laws of 1939, the same being "An Act to require physical examination before issuance of license to marry."

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 340, a bill to be entitled An act to clarify the law with reference to stop signs at intersecting highways.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 344, a bill to be entitled An act to amend Section 3905 of the Consolidated Statutes of 1919 to increase the fees of coroners for holding inquests.

Amendments are offered by several members.

Upon motion of Mr. Withrow the amendments are laid upon the table.

Mr. Withrow offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 378, a bill to be entitled An act to make an equitable distribution between the State of North Carolina and the local governments therein of payments received from the Tennessee Valley Authority under Section 13 of the Act creating the authority, as amended by the 76th Congress, in lieu of taxes lost on the property acquired by the said authority.

On motion of Mr. Penland consideration of the bill is deferred until Tuesday, February 25, 1941.

S. B. 24, a bill to be entitled An act to require the State Highway and Public Works Commission to maintain and keep in repair roads leading from the State maintained highways to public schools in this State.

Passes its second and third readings, and is ordered enrolled.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 50. An Act to clarify and validate acts of the General Assembly containing references to, and amendments of the North Carolina Code.

S. B. 89. An Act to amend Consolidated Statutes of North Carolina as to the State Guard.

S. B. 90. An Act authorizing the City of Burlington to erect, either within or without the city limits, a municipal building for an auditorium and for an armory, and validate certain bonds of said city.

S. B. 94. An Act to amend Article 17 of Chapter 310 of the Public Laws of 1939 relating to the collection and foreclosure of taxes and applying only to Cumberland County.

S. B. 120. An Act to amend Section 3 of Chapter 57 of the Public Laws of 1927 relating to the Board of Conservation and Development.

S. B. 146. An Act to ratify the acts of W. A. Dunn, a Justice of the Peace of Pitt County.



H. B. 103. An Act to regulate the drawing of juries in Granville County.

H. B. 168. An Act to increase the number of County Commissioners in Tyrrell County and to regulate the manner of their election.

H. B. 179. An Act to relieve Wayne County from liability for property damages or personal injuries caused by dogs under section 1681 of Volume I of the Consolidated Statutes of 1919.

H. B. 197. An Act to fix the compensation of the chairman and members of the Board of County Commissioners of Caldwell County and to fix the time for meetings of said Board.

H. B. 213. An Act for the relief of R. C. Jennings, deputy sheriff for Wilkes County, North Carolina.

H. B. 243. An Act to amend Chapter 540, Public-Local Laws of 1939, pertaining to revenue due Morehead City Racing Commission thereunder.

On motion of Mr. Allen, Arch T., the House adjourns to meet tomorrow at 12:00 o'clock noon.

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#### FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES,  
TUESDAY, February 25, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Darden, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to Messrs. O. W. Swaringen of Cabarrus County, W. A. Hunt of Vance County, C. W. Spruill of Bertie County, Edward Malone of Franklin County, and Hunter Pope of Halifax County, former members of the House.

On motion of Mr. Abernathy of Nash, Mebane Moore Pritchett, son of Representative Pritchett of Caldwell County, is made an Honorary Page of the House.

Leave of absence is granted Representative Weeks of Edgecombe County.

On motion of Mr. LeGrand, H. B. 330, entitled "a bill to be entitled An act to amend Consolidated Statutes 1667 so as to permit alimony without divorce to be obtained by counterclaim or cross-action as well as by independent action," is taken from the Committee on Judiciary No. 1, and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. LeGrand, H. B. 331, entitled "a bill to be entitled An act to amend Section 1663 of the Consolidated Statutes of 1919, relating to alimony," is taken from the Committee on Judiciary No. 1, and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Halstead, H. B. 408, entitled "a bill to be entitled An act to amend Consolidated Statutes 1443 of Volume 3, 1924, relating to the terms of Court for Warren County," is taken from the Committee on Judiciary No. 1, and recommitted to the Committee on Courts and Judicial Districts.

On motion of Mr. Taylor of Wayne, H. B. 98, entitled "a bill to be entitled An act to amend Section 1421 of the Consolidated Statutes relating to the au-

thority of the Supreme Court to govern by rules of court the practice and procedure in the courts below the Supreme Court," is taken from the Committee on Appropriations and placed on the Calendar.

On motion of Mr. Pickens, the bill is set as a Special Order at the head of the Public Calendar for Thursday, February 27, 1941.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Kluttz, for the Committee on Game.

H. B. 303, a bill to be entitled An act to make it unlawful to fish from or near a bridge on the River Road over Beaver Creek in Saint Matthews Township, Wake County.

With a favorable report.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 203, a bill to be entitled An act to amend Chapter 136 of the Public-Local and Private Laws of 1939, relating to the nomination of members of the Board of Education of Pamlico County, and the nomination and election of the members of the Pamlico County Board of Commissioners.

With a favorable report.

H. B. 337, a bill to be entitled An act to permit the State School Commission to operate the school buses one day prior to the opening of the public school term for the purpose of organizing the school and promoting the efficiency of the operation of the same.

With a favorable report.

H. B. 277, a bill to be entitled An act to promote efficiency in the operation of the six months constitutional school term in Alamance County by providing for supervision of instruction and/or otherwise providing for the professional improvement of teachers.

With an unfavorable report, as to bill, favorable as to Committee substitute bill.

On motion of Mr. Allen, Arch T., the Committee substitute bill is adopted, constituting the first reading, and the bill remains on the Calendar.

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 447, a bill to be entitled An act to authorize the County Commissioners of Halifax County, in their discretion and after a public hearing, to expend or lend surplus funds for the repair of dikes on the Roanoke River damaged by the flood in August, 1940.

With a favorable report.

S. B. 165, a bill to be entitled An act to amend Chapter 170, Public Laws of North Carolina, 1939, to place Wake County under the provisions of the said Act regulating the publication of legal advertising.

With a favorable report, as amended.

H. B. 163, a bill to be entitled An act to amend Section 157 Consolidated Statutes of North Carolina, relative to commissions allowed representatives.

With a favorable report, as amended.

H. B. 189, a bill to be entitled An act to amend Chapter 170, Public Laws of 1939, so that the provisions of said Act shall not apply to the County of Greene.



With an unfavorable report.

By Mr. Johnson, for the Committee on Health.

H. B. 406, a bill to be entitled An act conferring additional powers upon the County Board of Health of Anson County, with respect to sanitation and prevention of disease.

With a favorable report.

H. B. 455, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, as amended, to confer additional powers on the Sanitary District Boards in Caswell County.

With a favorable report.

H. B. 365, a bill to be entitled An act to amend Chapter 477 of the Public Laws of 1935, relating to the Uniform Narcotic Drug Act.

With an unfavorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 386, a bill to be entitled An act to amend Section 1789 of Volume 1 of the Consolidated Statutes of North Carolina of 1919, relating to itemized and verified accounts as evidence.

With a favorable report.

H. B. 390, a bill to be entitled An act to amend Section 593 and Section 597 (b), of Volume 3 of the Consolidated Statutes of North Carolina, and to repeal Section 597 (c) of Volume 3 of the Consolidated Statutes of North Carolina relating to judgments.

With a favorable report.

H. B. 412, a bill to be entitled An act to amend Chapter 332, Private Laws of North Carolina, Session of 1913, as amended.

With a favorable report.

H. B. 448, a bill to be entitled An act to amend Section 3187 of the Consolidated Statutes of North Carolina.

With a favorable report.

H. B. 435, a bill to be entitled An act to amend Consolidated Statutes of 1919, Section 1437, conferring concurrent jurisdiction on the Superior Courts and inferior courts in misdemeanor cases.

With a favorable report, as amended.

H. B. 437, a bill to be entitled An act to amend Chapter 52 of the Public Laws of 1935, placing certain offenses within the jurisdiction of Justices of the Peace.

With a favorable report, as amended.

By Mr. Gass, for the Committee on Public Welfare.

H. B. 279, a bill to be entitled An act to amend Chapter 288 of the Public Laws of 1937 relative to the amount of benefits to be paid under the Old Age Assistance Act.

With a favorable report.

On motion of Mr. Pickens, the bill is recommitted to the Committee on Appropriations.

By Mr. Pollard, for the Committee on Public Utilities.

H. B. 258, a bill to be entitled An act relating to the tax exemption of certain electric membership corporations organized or re-organized under Chapter 291 of the Public Laws of 1935, and providing for limited and conditional refunds.

With a favorable report.

By Mr. Vogler, for the Committee on Counties, Cities and Towns.

H. B. 310, a bill to be entitled An act to amend Chapter 152 of the Public-Local Laws of 1939, relating to the office of Tax Collector of Halifax County.  
With a favorable report.

H. B. 317, a bill to be entitled An act to provide for staggering the terms of County Commissioners in Catawba County, and to provide for the election of County Commissioners for a period of four years, and further to extend the terms of County Commissioners Roland K. Bolick and H. E. Booth.

With a favorable report.

H. B. 324, a bill to be entitled An act to submit to the voters of Sanford, North Carolina a proposition to amend the Charter of the Town of Sanford, North Carolina, so as to make each member of the Board of Aldermen elective by all the voters of the town.

With a favorable report.

H. B. 361, a bill to be entitled An act to amend Chapter 136 of the Public Laws of 1917 relating to municipal corporations.

With a favorable report.

H. B. 382, a bill to be entitled An act to amend Chapter 20 of the Public-Local Laws of 1939.

With a favorable report.

H. B. 392, a bill to be entitled An act to amend Chapter 82 of the Public-Local and Private Laws of North Carolina 1939 relating to the collection of taxes in Pamlico County.

With a favorable report.

H. B. 393, a bill to be entitled An act to validate the abandonment by the Town of Beaufort, North Carolina, of a portion of Gordon Street, in said town.

With a favorable report.

H. B. 395, a bill to be entitled An act to provide for a special election for the erection of a municipal auditorium in the City of Charlotte and to levy a tax therefor.

With a favorable report.

H. B. 402, a bill to be entitled An act to amend Chapter 596 of the Public-Local Laws of 1915, as amended, fixing the salaries of officers of Davidson County.

With a favorable report.

H. B. 409, a bill to be entitled An act extending the jurisdiction of police officers of the Town of Marshville to a distance of one mile beyond the town limits in all directions.

With a favorable report.

H. B. 413, a bill to be entitled An act to regulate the cost in all criminal actions in the Mayor's Court of the Town of Forest City.

With a favorable report.

H. B. 414, a bill to be entitled An act to create the office of Jailer in Rutherford County and provide for the operation of the jail under the supervision of the Board of County Commissioners.

With a favorable report.

H. B. 427, a bill to be entitled An act relative to the listing, selling and foreclosure of unlisted taxes, payment of paving assessments and taxes, tax



sales and foreclosures for the Town of Aulander, Bertie County, North Carolina.

With a favorable report.

S. B. 118, a bill to be entitled An act to provide for the payment to the City of Fayetteville the sum of Twenty-five Thousand Dollars (\$25,000.00) from the profits of the stores operated by the Board of Alcoholic Control of Cumberland County during the fiscal year running from June 30, 1940 to June 30, 1941.

With a favorable report.

S. B. 133, a bill to be entitled An act to regulate the use of the net profits from the sale of alcoholic beverages in Cumberland County.

With a favorable report.

S. B. 138, a bill to be entitled An act enabling the County of Guilford to establish an airport authority for the maintenance of airport facilities in the County of Guilford for the citizens of Greensboro, High Point, Guilford County and vicinity.

With a favorable report.

H. B. 282, a bill to be entitled An act to create civil service commissions for the fire departments and police departments of the municipalities of North Carolina with a population of 30,000 or more and to provide the necessary machinery and rules for the organization and operation of said civil service commissions and departments.

With an unfavorable report.

By Mr. Burgin, for the Committee on Agriculture.

H. B. 415, a bill to be entitled An act to authorize and establish a county and district Agricultural and Industrial Fair Division in the Department of Agriculture.

With a favorable report.

On motion of Mr. Burgin, the bill is recommitted to the Committee on Appropriations.

#### ENGROSSED BILLS

Mr. Edwards, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 194, a bill to be entitled An act to amend Chapter 118, Sub-chapter 2, Article 6, of the Consolidated Statutes, relating to birth certificates.

H. B. 344, a bill to be entitled An act to amend Section 3905 of the Consolidated Statutes of 1919 to increase the fees of coroners for holding inquests.

H. B. 166, a bill to be entitled An act to amend Chapter 297 of the Public Laws of 1937 relating to neighborhood roads.

H. B. 141, a bill to be entitled An act to aid in the registration of birth certificates.

H. B. 161, a bill to be entitled An act authorizing the purchase of uniforms for Home Guard Units now or about to be established in this State.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Pollard: H. R. 471, a joint resolution providing for the appointment of a commission to study and make recommendations to the General Assembly with respect to a basic code of administrative procedure and to prescribe rules for review of the decisions of the administrative agencies.

Referred to Committee on Judiciary No. 1.

By Mr. Pritchett of Caldwell: H. B. 472, a bill to be entitled An act to prohibit the use of loud speakers, amplifying systems, and public address systems in the City of Lenoir in Caldwell County, or within a radius of one mile of the corporate limits thereof unless a permit is obtained authorizing such use.

On motion of Mr. Pritchett, the bill is placed on its immediate passage.

Passes first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Pearsall: H. B. 473, a bill to be entitled An act to amend Section 4746 and 4747 Consolidated Statutes of North Carolina, relating to the sale of stock and poultry tonics.

Referred to Committee on Agriculture.

By Mr. Dobson: H. B. 474, a bill to be entitled An act to validate the bonded debt of Surry County and various townships in said County, and to provide for the refunding of said debt.

On motion of Mr. Dobson, the bill is placed on the Calendar.

By Mr. Burns: H. B. 475, a bill to be entitled An act to amend Chapter 168, Private Laws of 1887, Charter of the Town of Roxboro.

Referred to Committee on Counties, Cities and Towns.

By Mr. McGowan: H. B. 476, a bill to be entitled An act to amend Chapter 183 of the Public-Local and Private Laws of 1939 relating to the adjustment of delinquent taxes in Pender County.

Referred to Committee on Finance.

By Messrs. Ramsay and Uzzell: H. B. 477, a bill to be entitled An act to authorize and empower the City Council of Salisbury and the Board of Commissioners of Rowan County, North Carolina, to make appropriations out of public funds for the purpose of aiding the Samuel C. Hart Post No. 14, of the American Legion, of Salisbury, North Carolina, to carry on its service office charity work for disabled World War Veterans and/or their families.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Allsbrook and Everett: H. B. 478, a bill to be entitled An act to ratify the acts of J. G. Butts, L. A. Parks and Edward Meyer, Justices of the Peace of Halifax County.

Referred to Committee on Judiciary No. 2.

By Mr. Moore of Jackson: H. B. 479, a bill to be entitled An act to repeal Chapter 1 of the Private Laws of 1937, entitled "An Act to encourage the Log Cabin Association, an eleemosynary organization in promoting reforestation and better farming methods in Jackson County."

Referred to Committee on Agriculture.



By Mr. Pollard: H. B. 480, a bill to be entitled An act to amend Chapter 134, Public Laws of 1933, being An Act to abolish the Corporation Commission and create the office of Utilities Commissioner and to prescribe and define the functions, powers, and duties of such Utilities Commissioner.

Referred to Committee on Public Utilities.

By Messrs. Bryant and Pollard: H. B. 481, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina, as amended by Chapter 221 and as further amended by Chapter 419 Public Laws of 1931 so as to provide for additional terms of the Superior Court of Durham County in the Tenth Judicial District.

Referred to Committee on Courts and Judicial Districts.

By Mr. Pickens: H. B. 482, a bill to be entitled An act to authorize and direct the payment of the surplus of the High Point Township Railroad Bond Fund to the maintenance of plant and fixed charges fund of the High Point City Administrative School Unit.

Referred to Committee on Judiciary No. 2.

And

H. B. 483, a bill to be entitled An act relating to the pro-rating between the City of High Point and County of Guilford of the sale price of lands obtained because of delinquent taxes.

Referred to Committee on Judiciary No. 2.

And

H. B. 484, a bill to be entitled An act to authorize the City of High Point to pay rewards for the apprehension and conviction of a party who commits a felony within the corporate limits of High Point.

Referred to Committee on Judiciary No. 2.

And

H. B. 485, a bill to be entitled An act to amend Consolidated Statutes 2787, Volume 3, 1924, as amended, relating to the powers of municipal corporations.

Referred to Committee on Counties, Cities and Towns.

By Messrs. LeGrand and Morris: H. B. 486, a bill to be entitled An act to permit the City of Wilmington to use the General Election books of Wilmington Township.

On motion of Mr. LeGrand, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Burgin: H. B. 487, a bill to be entitled An act to increase the pay of the Commissioners of the City of Hendersonville.

Referred to Committee on Counties, Cities and Towns.

By Mr. Halstead: H. B. 488, a bill to be entitled An act for the adoption of a standard form of agricultural lien and chattel mortgage and fixing standard fees for recording the same.

Referred to Committee on Judiciary No. 1.

And

H. B. 489, a bill to be entitled An act to amend Consolidated Statutes 4348(a) with reference to indecent exposure by persons.

Referred to Committee on Judiciary No. 1.

By Messrs. Worthington and Wooten: H. B. 490, a bill to be entitled An act to re-enact Chapter 2 of the Public Laws of the State of North Carolina, Extra Session of 1938, authorizing counties, cities, towns and sanitary districts to issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment and extension of revenue-producing undertakings.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 104, a bill to be entitled An act to provide recommendations as to indemnity to persons erroneously convicted of felonies in the State of North Carolina.

Referred to Committee on Judiciary No. 1.

S. B. 125, a bill to be entitled An act to amend Chapter 270 of the Public Laws of North Carolina, Session 1915, relating to the practice of architecture.

Referred to Committee on Judiciary No. 2.

S. B. 157, a bill to be entitled An act to amend the Charter of the City of Gastonia, North Carolina, so as to extend the corporate limits of said city.

Referred to Committee on Counties, Cities and Towns.

#### SPECIAL MESSAGE

SENATE CHAMBER,

TUESDAY, February 25, 1941.

*Mr. Speaker:*

Pursuant to your request we are herewith returning to your Honorable Body for further consideration H. B. 110, a bill to be entitled An act to place law enforcement officers of Cumberland County under the control and supervision of the Sheriff of said county.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*

On motion of Mr. Hatch, the bill is returned to the Senate without further action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 377, a bill to be entitled An act to validate certain outstanding obligations of the Town of Murphy, and to provide for the refunding or funding of such obligations.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs,



Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—107.

Those voting in the negative are: None.

H. B. 440, a bill to be entitled An act to authorize No. 6 Township in Cleveland County to enlarge the Shelby Hospital and issue bonds therefor.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—107.

Those voting in the negative are: None.

H. B. 407, a bill to be entitled An act authorizing the Board of Commissioners of Haywood County to levy special taxes for the expenses of offices of county accountant and farm demonstration agent.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland,

Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—107.

Those voting in the negative are: None.

S. B. 100, a bill to be entitled An act to repeal Chapter 342 of the Public-Local Laws of 1929, and to authorize the County of Gaston to erect and equip a new county building and to issue bonds therefor.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Klutz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—107.

Those voting in the negative are: None.

H. B. 446, a bill to be entitled An act to validate certain bonds of the Town of Bladenboro and to authorize the issuance of refunding bonds of said town.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kerr, Klutz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—107.

Those voting in the negative are: None.



H. B. 205, a bill to be entitled An act to prescribe the fees for probate and registration of certain right-of-way deeds in Brunswick, Bladen, Columbus and Robeson counties.

The Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 247, a bill to be entitled An act to fix the salary of the County Accountant of Graham County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 273, a bill to be entitled An act to provide clerical assistance for the Register of Deeds and Clerk of the Superior Court of Pender County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 297, a bill to be entitled An act to amend Section 3907 of the Consolidated Statutes, relating to the fees to be charged by the Register of Deeds of Craven County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 311, a bill to be entitled An act to amend Chapter 28 of the Public-Local Laws of 1931, relative to the compensation of the Tax Collector of Graham County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 312, a bill to be entitled An act to repeal Chapter 225 of the Public-Local Laws of 1939 relating to the Tax Collector of Graham County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 316, a bill to be entitled An act to enlarge the term of office of the Treasurer of Bertie County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 352, a bill to be entitled An act to amend Section 960 of Consolidated Statutes of Volume 1, 1919, with reference to unclaimed fees of jurors and witnesses paid to general fund of Wayne County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 376, a bill to be entitled An act to regulate the fees of certain witnesses in Moore County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 421, a bill to be entitled An act fixing the fees which may be charged by the Register of Deeds of Alleghany County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 426, a bill to be entitled An act validating a new index and cross-index system for real estate records from 1722 through 1924 in the office of the Register of Deeds for Bertie County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 429, a bill to be entitled An act repealing Chapter 192 of the Public-Local Laws of the Session of 1923, with reference to the salaries of certain employees of Alamance County, and repealing a part of Section 1, of Chapter 232 of the Public-Local Laws of the Session of 1935, with reference to the appointment of certain employees of Alamance County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 431, a bill to be entitled An act to fix the compensation of the chairman and members of the Board of Elections of Currituck County.

Passes its second reading.

On motion of Mr. Boswood, the bill is laid on the table.

H. B. 218, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, Extra Session as amended, known as the Unemployment Compensation Law.

Mr. LeGrand offers an amendment, which is adopted.

Passes its third reading, as amended, by the following vote and ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws of 1935 being An Act entitled An Act to prevent rabies in the State of North Carolina.

On motion of Mr. Pearsall consideration of the bill is postponed until Thursday, February 27, 1941.

H. B. 39, a bill to be entitled An act to amend Chapter 64 of the Public Laws of 1939, as amended by Chapter 162 of the Public Laws of 1939, relating to the "Pure Seed Law."

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hughes of Mitchell, Hutchins,



Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 229, a bill to be entitled An act to provide for the liquidation of the State Dry Cleaners Commission.

On motion of Mr. Allsbrook consideration of the bill is deferred until Wednesday, February 26, 1941.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume I, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

On motion of Mr. Davis of Dare, consideration of the bill is deferred until Friday, February 28, 1941.

H. B. 378, a bill to be entitled An act to make an equitable distribution between the State of North Carolina and the local governments therein of payments received from the Tennessee Valley Authority under Section 13 of the Act creating the Authority as amended by the 76th Congress, in lieu of taxes lost on the property acquired by the said Authority.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

On motion of Mr. Halstead, the House adjourns and will meet tomorrow in Elizabeth City, North Carolina, at 12 o'clock, noon.

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## FORTY-THIRD DAY

ELIZABETH CITY, N. C.

WEDNESDAY, February 26, 1941.

Pursuant to adjournment on yesterday and in accordance with House Resolution previously passed providing for the meeting of the General Assembly for one day at Elizabeth City, North Carolina, the House meets at the appointed hour at Elizabeth City, North Carolina, and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Darden, for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Mr. Rogers of Polk is granted leave of absence until Monday, March 3, 1941.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Halstead, for the Committee on Judiciary No. 1:

H. B. 308, a bill to be entitled An act to amend Section 4018 of the Consolidated Statutes with relation to investments of trust funds.

With a favorable report.

H. B. 404, a bill to be entitled An act to amend Chapter 57, Public Laws, 1937, relating to the appointment of county electrical inspectors.

With a favorable report.

H. B. 24, a bill to be entitled An act to amend Chapter 52 of the Public Laws of 1935, relating to the Uniform Driver's License Act.

The bill is reported without prejudice.

On motion of Mr. Halstead, consideration of the bill is postponed indefinitely.

H. B. 239, a bill to be entitled An act to require Justices of the Peace to furnish surety bond conditioned upon proper accounting of funds coming into their hands.

With a favorable report, as amended.

H. B. 364, a bill to be entitled An act relating to landlords' and mortgagees' liens on tobacco which is sold on the warehouse floors of tobacco warehouses in this State.

With an unfavorable report.

H. B. 370, a bill to be entitled An act to validate judgments by default in foreclosure actions and order of confirmation of judicial sales which purport to have been entered by the Clerk of Harnett County Superior Court on days other than Monday.

With an unfavorable report.

H. B. 204, a bill to be entitled An act to protect property by making criminal certain unlawful entries on, injuries to and interferences with property, authorizing the closing of streets and to provide penalties.

With unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Quinn, for the Committee on Propositions and Grievances:

H. B. 335, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt Scotland County from certain of the provisions thereof.

With a favorable report.

H. B. 356, a bill to be entitled An act to amend Consolidated Statutes 108, Volume 1, 1919, relating to the cost of gravestones which may be erected by executors or administrators of estates.

With a favorable report.

H. B. 366, a bill to be entitled An act to prohibit dances on Saturday nights and Sundays in Montgomery County.

With a favorable report.

H. B. 466, a bill to be entitled An act to authorize and empower the officers and trustees of Providence Memorial Christian Church to preserve, improve and beautify the cemetery of said church at Graham, Alamance County, North Carolina, and to authorize the Providence Memorial Association to participate therein.

With a favorable report.

H. B. 456, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes of 1919, as amended, to permit the tax collector and deputy tax collectors of Caswell County to carry arms when on official duty.

With a favorable report.

By Mr. Uzzell, for the Committee on Election and Election Laws:



H. B. 416, a bill to be entitled An act to amend the charter of the Fayetteville graded schools.

With a favorable report.

H. B. 432, a bill to be entitled An act to ratify the election of the Mayor and Board of Commissioners of the Town of Washington Park.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Kerr: H. R. 491, a joint resolution of the General Assembly expressing appreciation to the citizens of Elizabeth City and Pasquotank County and committees for the hospitality and consideration shown on the occasion of the meeting in joint session of the General Assembly in said city.

On motion of Mr. Kerr the Resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Darden: H. B. 492, a bill to be entitled An act to amend the charter of the Town of Plymouth.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 493, a bill to be entitled An act to fix and regulate the costs in the Recorder's Court of Washington County.

Referred to Committee on Salaries and Fees.

By Messrs. Pearsall, Poole, Burgin, Rabb, Edwards of Greene and Everett: H. B. 494, a bill to be entitled An act to regulate the manufacture, sale and distribution of agricultural liming material, agricultural liming material with potash, and land plaster in North Carolina.

Referred to Committee on Agriculture.

By Messrs. Pearsall, Burgin, Edwards of Greene, Poole, and Everett: H. B. 495, a bill to be entitled An act to amend Chapter 324, Public Laws of 1933, known as "The North Carolina Fertilizer Law of 1933," as amended.

Referred to Committee on Agriculture.

By Mr. Hutchins: H. B. 496, a bill to be entitled An act placing the Clerk of the Superior Court of Madison County on a salary and fixing the amount of said salary.

Referred to Committee on Salaries and Fees.

By Mr. Taylor of Wayne: H. B. 497, a bill to be entitled An act to amend Chapter 358, Public Laws of North Carolina, Session 1939, relative to the division of debt service funds between county and city administrative units.

Referred to Committee on Finance.

By Mr. Boswood: H. B. 498, a bill to be entitled An act for the relief of potato farmers in this State.

Referred to Committee on Agriculture.

By Mr. Brown: H. B. 499, a bill to be entitled An act to prohibit the appointment of industrial police in Richmond County without the approval of the sheriff and to place such officers under his control and supervision.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 500, a bill to be entitled An act to create the office of game warden for Richmond County.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 39, a bill to be entitled An act to amend Chapter 64 of the Public Laws of 1939, as amended by Chapter 162 of the Public Laws of 1939, relating to the "Pure Seed Law."

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Benton, Bost, Boswood, Brown, Bryant, Burgin, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Ruark, Rudisill, Sellars, Senter, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—90.

Those voting in the negative are: None.

H. B. 203, a bill to be entitled An act to amend Chapter 136 of the Public-Local and Private Laws of 1939, relating to the nomination of members of the Board of Education of Pamlico County, and the nomination and election of the members of the Pamlico County Board of Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 303, a bill to be entitled An act to make it unlawful to fish from or near a bridge on the river road over Beaver Creek in Saint Matthews Township, Wake County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 310, a bill to be entitled An act to amend Chapter 152 of the Public-Local Laws of 1939, relating to the office of Tax Collector of Halifax County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 317, a bill to be entitled An act to provide for staggering the terms of county commissioners in Catawba County, and to provide for the election of county commissioners for a period of four years, and further to extend the terms of county commissioners Roland K. Bolick and H. E. Booth.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 324, a bill to be entitled An act to submit to the voters of Sanford, North Carolina a proposition to amend the charter of the Town of Sanford, North Carolina, so as to make each member of the Board of Alderman elective by all the voters of the town.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 406, a bill to be entitled An act conferring additional powers upon the County Board of Health of Anson County, with respect to sanitation and prevention of disease.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 382, a bill to be entitled An act to amend Chapter 20 of the Public-Local Laws of 1939.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 392, a bill to be entitled An act to amend Chapter 82 of the Public-Local and Private Laws of North Carolina, 1939, relating to the collection of taxes in Pamlico County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 393, a bill to be entitled An act to validate the abandonment by the town of Beaufort, North Carolina, of a portion of Gordon Street in said town.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 402, a bill to be entitled An act to amend Chapter 596 of the Public-Local Laws of 1915, as amended, fixing the salaries of officers of Davidson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 409, a bill to be entitled An act extending the jurisdiction of police officers of the Town of Marshville to a distance of one mile beyond the town limits in all directions.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 413, a bill to be entitled An act to regulate the cost in all criminal actions in the Mayor's Court of the Town of Forest City.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 414, a bill to be entitled An act to create the office of jailer in Rutherford County and provide for the operation of the jail under supervision of the Board of County Commissioners.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 427, a bill to be entitled An act relative to the listing, selling and foreclosure of unlisted taxes, payment of paving assessments and taxes, tax sales and foreclosures for the Town of Aulander, Bertie County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 447, a bill to be entitled An act to authorize the County Commissioners of Halifax County, in their discretion and after a public hearing, to expend or lend surplus funds for the repair of dikes on the Roanoke River damaged by the flood in August, 1940.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 455, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, as amended, to confer additional powers on the Sanitary District Boards in Caswell County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 118, a bill to be entitled An act to provide for the payment to the City of Fayetteville the sum of \$25,000 from the profits of the stores operated by the Board of Alcoholic Control of Cumberland County during the fiscal year running from June 30, 1940 to June 30, 1941.

Passes its second and third readings, and is ordered enrolled.

S. B. 133, a bill to be entitled An act to regulate the use of the net profits from the sale of alcoholic beverages in Cumberland County.

Passes its second and third readings, and is ordered enrolled.

S. B. 165, a bill to be entitled An act to amend Chapter 170, Public Laws of North Carolina, 1939, to place Wake County under the provisions of the said act regulating the publication of legal advertising.

On motion of Mr. Vogler the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 44, a bill to be entitled An act to provide State aid for Public Libraries in North Carolina.

On motion of Mr. Williams consideration of the bill is deferred until Thursday, February 27, 1941.

#### JOINT SESSION

Pursuant to resolution heretofore adopted and passed, the Speaker calls the House to order, and the Sergeant-at-arms announces the approach of the Senate. That Body, preceded by its Officers, comes into the Hall and is assigned seats, Lieutenant Governor Harris at the right of Mr. Speaker Mull, the purpose of the Joint Session being to hear addresses by the Honorable J. M. Broughton, Governor of the State of North Carolina, and the Honorable J. C. B. Ehringhaus, former Governor of the State of North Carolina.

Lieutenant Governor Harris appoints Senators Blythe and Evans, and Representatives Williams, Halstead, Pritchett of Caldwell, and Kerr as a committee to escort the honored guests to the Speaker's Dais.

The Sergeant-at-arms announces the approach of His Excellency, Governor Broughton, and the Honorable J. C. B. Ehringhaus, who come into the Hall, escorted by the Joint Committee of the Senate and the House, and are assigned seats on the Speaker's Dais.

Lieutenant Governor Harris presents the Honorable Jerome B. Flora, Mayor of the City of Elizabeth City, who delivers an address of welcome, pursuant to joint resolution heretofore passed.

Lieutenant Governor Harris then presents the Honorable John H. Hall, and he introduces the Honorable J. C. B. Ehringhaus, former Governor of the



State of North Carolina, who speaks of the rich heritage and history of the Albemarle section of North Carolina and joins in the welcome to Elizabeth City and Pasquotank County.

Lieutenant Governor Harris presents Governor Broughton, who delivers an address.

On motion of Mr. Williams, the Joint Session dissolves, the House to meet tomorrow at twelve o'clock noon, in the Hall of the House at Raleigh, North Carolina.

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### FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,

THURSDAY, February 27, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Darden, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. W. T. Culpepper of Pasquotank County, Roby T. Grier of Watauga County and W. W. Eagles of Edgecombe County, former members of the House.

On motion of Mr. Gass, Andy Greene and Jack Woods, sons of Representative Woods of Caswell County, are made Honorary Pages of the House.

On motion of Mr. Gass, Nellie Louise and Angela Taylor of Stokes County are made Honorary Pagettes.

On motion of Mr. Worthington H. B. 422, a bill to be entitled An act providing for the payment of a bounty for the destruction of hawks, crows, owls and grey foxes in Alleghany County, is recalled from the Committee on Agriculture and recommitted to the Committee on Conservation and Development.

On motion of Mr. Ward H. B. 341, "a bill to be entitled An act to provide better educational advantages for members of the Indian Race in Eastern North Carolina not otherwise provided for," is recalled from the Committee on Higher Education and recommitted to the Committee on Appropriations.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Boswood, for the Committee on Pensions:

H. B. 359, a bill to be entitled An act to place every person in North Carolina, who has attained the age of 65 years, on a pension.

With an unfavorable report, with minority report attached.

By Mr. Pollard, for the Committee on Public Utilities:

H. B. 480, a bill to be entitled An act to amend Chapter 134, Public Laws of 1933, being "An Act to abolish the Corporation Commission and create the office of Utilities Commissioner and to prescribe and define the functions, powers, and duties of such Utilities Commissioner."

With a favorable report.

By Mr. Pickens, for the Committee on Judiciary No. 2:

H. B. 490, a bill to be entitled An act to re-enact Chapter two of the Public Laws of the State of North Carolina, Extra Session of 1938, authorizing counties, cities, towns and sanitary districts to issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment and extension of revenue-producing undertakings.

With a favorable report.

H. B. 330, a bill to be entitled An act to amend Consolidated Statutes 1667 so as to permit alimony without divorce to be obtained by counterclaim or cross-action as well as by independent action.

With a favorable report.

H. B. 331, a bill to be entitled An act to amend Section 1663 of the Consolidated Statutes of 1919, relating to alimony.

With a favorable report.

H. B. 420, a bill to be entitled An act to amend Chapter 119 of the Public Laws of 1929, relative to the practice of barbering in North Carolina.

With a favorable report.

H. B. 428, a bill to be entitled An act to amend Section 996 of the Consolidated Statutes of 1919, as amended by Chapter 305 of the Public Laws of 1929, relating to the revocation of voluntary deeds conveying contingent interests to persons not in esse or not determinable until the happening of a future event.

With a favorable report, as amended.

H. B. 478, a bill to be entitled An act to ratify the acts of J. G. Butts, L. A. Parks and Edward Meyer, Justices of the Peace of Halifax County.

With a favorable report.

H. B. 482, a bill to be entitled An act to authorize and direct the payment of the surplus of the High Point Township Railroad Bond Fund to the Maintenance of Plant and Fixed Charges Fund of the High Point City Administrative School Unit.

With a favorable report.

H. B. 483, a bill to be entitled An act relating to the pro-rating between the City of High Point and County of Guilford of the sale price of lands obtained because of delinquent taxes.

With a favorable report.

H. B. 484, a bill to be entitled An act to authorize the City of High Point to pay rewards for the apprehension and conviction of a party who commits a felony within the corporate limits of High Point.

With a favorable report.

S. B. 125, a bill to be entitled An act to amend Chapter 270 of the Public Laws of North Carolina, session of 1915, relating to the practice of architecture.

With a favorable report, as amended.

H. B. 111, a bill to be entitled An act to amend Section 7, Chapter 100, of the Public Laws of North Carolina, 1927, relating to the powers of sanitary districts.

With an unfavorable report as to bill, favorable as to Committee substitute bill.



By Mr. Burgin for the Committee on Agriculture:

H. B. 473, a bill to be entitled An act to amend Section 4746 and 4747 Consolidated Statutes of North Carolina relating to the sale of stock and poultry tonics.

With a favorable report.

H. B. 479, a bill to be entitled An act to repeal Chapter 1 of the Private Laws of 1937, entitled "An Act to encourage the Log Cabin Association, an eleemosynary organization in promoting reforestation and better farming methods in Jackson County."

With a favorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1:

H. B. 319, a bill to be entitled An act to amend Section 5000 of the Consolidated Statutes relating to jewelry auctioneers.

With a favorable report.

H. B. 488, a bill to be entitled An act for the adoption of a standard form of agricultural lien and chattel mortgage and fixing standard fees for recording the same.

With a favorable report.

S. B. 104, a bill to be entitled An act to provide recommendations as to indemnity to persons erroneously convicted of felonies in the State of North Carolina.

With a favorable report.

H. R. 471, a joint resolution providing for the appointment of a Commission to study and make recommendations to the General Assembly with respect to a basic code of administration procedure and to prescribe rules for review of the decisions of the administrative agencies.

With a favorable report.

H. B. 424, a bill to be entitled An act to prescribe certain uniform rules of practice for administrative agencies and to provide a uniform method of reviewing their determinations.

With an unfavorable report.

H. B. 489, a bill to be entitled An act to amend Consolidated Statutes 4348 (a) with reference to indecent exposure by persons.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Rogers of Macon, for the Committee on Insane Asylums:

H. B. 146, a bill to be entitled An act to amend Section 2287 of the Consolidated Statutes of North Carolina, relating to restoration to sanity of insane persons.

With a favorable report.

By Mr. Horner of Granville, for the Committee on Penal Institutions:

H. B. 262, a bill to be entitled An act providing for the establishment of an institution for the care of delinquent Negro girls in North Carolina.

On motion of Mr. Horner of Granville the bill is recommitted to the Committee on Appropriations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Abernathy of Nash: H. B. 501, a bill to be entitled An act to amend Chapter 1 of Public Laws of the Extra Session 1936, as amended, known as the Unemployment Compensation Law, for the purpose of preserving unemployment benefit rights for individuals in the military service of the United States.

Referred to Committee on Unemployment Compensation.

By Mr. Woods: H. B. 502, a bill to be entitled An act to amend Chapter 389 of the Public-Local Laws of 1939, to allow publication of reports of officers of Caswell County in newspapers of Caswell County having less than 500 paid subscribers.

Referred to Committee on Judiciary No. 1.

By Messrs. Morris and LeGrand: H. B. 503, a bill to be entitled An act to change the corporate limits of the Town of Carolina Beach.

Referred to Committee on Counties, Cities and Towns.

By Mr. Stoney: H. B. 504, a bill to be entitled An act to authorize the Morganton Graded School District, a city administrative unit, to reallocate certain funds for school building purposes in said district.

Referred to Committee on Education.

And

H. B. 505, a bill to be entitled An act for the relief of Hattie Beck.

Referred to Committee on Appropriations.

By Mr. Moore of Davie: H. B. 506, a bill to be entitled An act to provide for the open season on fishing with hook and line, set hooks, and seining in Davie County.

Referred to Committee on Game.

By Mr. Honeycutt: H. B. 507, a bill to be entitled An act authorizing the transfer of certain assets to the general fund of Sampson County.

Referred to Committee on Finance.

And

H. B. 508, a bill to be entitled An act to validate a special tax levy of Sampson County for repairs to jail and other county buildings.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 509, a bill to be entitled An act to transfer certain unexpended funds from the funding bond interest and sinking fund to the road bond interest and sinking fund of the County of Sampson.

Referred to Committee on Finance.

By Mr. Abernethy of Lincoln: H. B. 510, a bill to be entitled An act to authorize the town of Lincolnton to sell certain real estate belonging to said town.

Referred to Committee on Judiciary No. 2.

By Messrs. Vogler, McDougale, and Tonissen: H. B. 511, a bill to be entitled An act to amend H. B. 99, Session of 1941, amending the County Fiscal Control Act, applying only to Mecklenburg County.

On motion of Mr. Vogler the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



By Mr. Vogler: H. B. 512, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, as amended, relating to maximum working hours, to require lunch periods.

Referred to Committee on Manufactures and Labor.

By Mr. Richardson: H. B. 513, a bill to be entitled An act to compensate clerks of the Superior Court and inferior courts for making statistical reports in civil and criminal cases.

Referred to Committee on Salaries and Fees.

By Mr. Taylor of Wayne: H. B. 514, a bill to be entitled An act to turn over certain records and funds of the State Emergency Relief Administration to the North Carolina Historical Commission.

Referred to Committee on Finance.

By Mr. Whitener: H. B. 515, a bill to be entitled An act to amend Consolidated Statutes 5000, Volume 111, 1924, relative to the appointment of auctioneers of jewelry and silverware.

Referred to Committee on Propositions and Grievances.

By Mr. Cook: H. B. 516, a bill to be entitled An act to amend Section 3905, in so far as said section applies to Cumberland County, to place the Coroner of Cumberland County on a salary basis and fix his compensation.

On motion of Mr. Cook the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Hutchins: H. B. 517, a bill to be entitled An act validating township and road district debt in Madison County, and to provide for assuming and refunding said debt in Madison County.

Referred to Committee on Finance.

By Mr. Allen, Arch T.: H. B. 518, a bill to be entitled An act to amend Chapter 184 of the Public Laws of 1937, the same being An Act to amend Chapter 255 of the Public Laws of 1935, relative to the operation of business schools in North Carolina.

Referred to Committee on Education.

And

H. B. 519, a bill to be entitled An act to amend Chapter 131 of the Public Laws of 1919 relating to the promotion of vocational education in North Carolina, etc.

Referred to Committee on Education.

By Messrs. Allen, Arch T., Allen, J. Leroy, and Hatch: H. B. 520, a bill to be entitled An Act to amend Chapter 343 of the Public Laws of 1929, so as to permit the establishment of a domestic relations court in Wake County.

Referred to Committee on Courts and Judicial Districts.

By Messrs. Caveness, Pickens, and Moore of Guilford: H. B. 521, a bill to be entitled An act to amend Chapter 331 of the Public Laws of 1937, relating to assistant clerks of Superior Court, so as to make said law applicable to Guilford County.

Referred to Committee on Courts and Judicial Districts.

By Mr. Darden: H. B. 522, a bill to be entitled An act to authorize the levy of taxes by the town of Creswell, for debt service.

Referred to Committee on Finance.

By Mr. Ruark: H. B. 523, a bill to be entitled An act to provide compensation to Walter M. Stanaland for damages sustained by the State of North Carolina taking his land for Inland Waterway purposes.

Referred to Committee on Appropriations.

And

H. B. 524, a bill to be entitled An Act to fix the time of the meetings of the Board of County Commissioners of Brunswick County.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 525, a bill to be entitled An act to amend Chapter 330 of the Public-Local Laws of North Carolina of 1939 relative to the appointment of deputy sheriffs of Brunswick County.

Referred to Committee on Judiciary No. 2.

And

H. B. 526, a bill to be entitled An act to supplement Chapter 32 of the Public-Local Laws of 1935, as amended, relating to the Port Commission of Southport and Brunswick County, conferring additional powers upon such Commission relating to the development of port facilities, to the construction of a naval repair base and to the financing thereof.

Referred to Committee on Counties, Cities and Towns.

By Mr. Sellars: H. B. 527, a bill to be entitled An act to authorize and direct Alamance County and the Board of Commissioners of said County to pay compensation to the dependents of Deputy Sheriff Lawrence Gowens, deceased.

Referred to Committee on Counties, Cities and Towns.

By Mr. Merritt, by request: H. R. 528, a joint resolution proposing an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts.

Referred to Committee on Finance.

By Mr. Horner of Granville: H. B. 529, a bill to be entitled An act authorizing the Board of Commissioners of Granville County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Referred to Committee on Counties, Cities and Towns.

By Mr. Fouts: H. B. 530, a bill to be entitled An act to regulate the surveys of land in suits involving mineral rights and mining interests.

Referred to Committee on Judiciary No. 1.

By Messrs. Wallace of Johnston and Fulghum: H. B. 531, a bill to be entitled An act to provide for the Office of Tax Collector for the County of Johnston.

On motion of Mr. Wallace the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Messrs. LeGrand and Morris: H. B. 532, a bill to be entitled An act to repeal Chapter 299 of the Public-Local Laws of 1939, being An Act to create a Board of Trustees for the City of Wilmington Employees' Pension Fund, and to establish a fund to be known as the "City of Wilmington Employees' Pension Fund."



Referred to Committee on Judiciary No. 1.

And

H. B. 533, a bill to be entitled An act to create a Civil Service Commission for the Fire and Police Department of the City of Wilmington and to provide the necessary machinery and rules for the organization and operation of said Civil Service Commission and Departments.

Referred to Committee on Judiciary No. 1.

By Mr. Norman: H. B. 534, a bill to be entitled An act for the relief of C. G. Reavis, former Sheriff of Yadkin County.

Referred to Committee on Judiciary No. 1.

By Mr. Davis of Hyde: H. B. 535, a bill to be entitled An act to place the Judge of the County Recorder's Court of Hyde County on a salary.

Referred to Committee on Courts and Judicial Districts.

By Mr. Moore of Davie: H. B. 536, a bill to be entitled An act to extend the terms of office for County Commissioners and Surveyor in Davie County for four years.

Referred to Committee on Counties, Cities and Towns.

By Mr. Taylor of Stokes: H. B. 537, a bill to be entitled An Act relative to officers making arrests in the Town of Walnut Cove in Stokes County.

Referred to Committee on Judiciary No. 2.

By Mr. Umstead: H. B. 538, a bill to be entitled An act to provide for insurable interest as between stockholders, partners and others.

Referred to Committee on Insurance.

By Messrs. Moore of Wilson, Burgin, Pearsall, Poole, Harris, Paschal, Palmer, Penland, Edwards of Greene, Horner of Granville, Senter and Rabb: H. B. 539, a bill to be entitled An act to require milk distributors and milk processors to keep certain records and furnish certain reports to the Department of Agriculture, relating to milk and milk products distributed or sold by them.

Referred to Committee on Agriculture.

By Mr. Moore of Wilson: H. B. 540, a bill to be entitled An act to amend the Charter of the Town of Wilson, North Carolina, to increase the number of Wards; to modify the boundaries of the Wards; and to change the compensation of the Commissioners.

On motion of Mr. Moore of Wilson the bill is placed on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 168, a bill to be entitled An act relating to the meetings of Board of Commissioners of Bladen County.

Referred to Committee on Judiciary No. 1.

S. B. 169, a bill to be entitled An act prescribing the duties of the Auditor of Bladen County.

Referred to Committee on Judiciary No. 1.

S. B. 180, a bill to be entitled An act to amend Chapter 170, Public Laws of North Carolina, 1939, relating to the publication of legal notices and other legal and public advertisements in the City of Rocky Mount in Nash and Edgecombe Counties.

Referred to Committee on Judiciary No. 2.

S. B. 123, a bill to be entitled An act to repeal Chapter 195 of the Private Laws of 1929 relative to the issuance of bonds by the Towns of Mooresville and Newton.

Referred to Committee on Finance.

S. B. 126, a bill to be entitled An act authorizing the Board of Commissioners of Swain County to levy special taxes for the expenses of offices of county accountant and farm demonstration agent.

Referred to Committee on Finance.

S. B. 136, a bill to be entitled An act to provide for the warehousing of other agricultural commodities as well as cotton in the warehouses established under Article 18 of Chapter 84 of Volume 3 of the Consolidated Statutes and to guarantee warehouse receipts issued for such commodities.

Referred to Committee on Agriculture.

S. B. 167, a bill to be entitled An act creating the office of tax collector for Bladen County.

Referred to Committee on Judiciary No. 1.

S. B. 215, a bill to be entitled An act to fix the salaries of the Clerk of the Superior Court and Register of Deeds of Halifax County.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 446, a bill to be entitled An act to validate certain bonds of the Town of Bladenboro and to authorize the issuance of refunding bonds of said town.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 277, a bill to be entitled An act to promote efficiency in the operation of the six months' constitutional school term in Alamance County by providing for supervision of instruction and/or otherwise providing for the professional improvement of teachers.



Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 395, a bill to be entitled An act to provide for a special election for the erection of a municipal auditorium in the City of Charlotte, and to levy a tax therefor.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 412, a bill to be entitled An act to amend Chapter 332, Private Laws of North Carolina, Session of 1913, as amended.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Carlyle, Caveness, Cook,

Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 474, a bill to be entitled An act to validate the bonded debt of Surry County and various townships in said County, and to provide for the refunding of said debt.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

S. B. 138, a bill to be entitled An act enabling the County of Guilford to establish an airport authority for the maintenance of airport facilities in the County of Guilford for the citizens of Greensboro, High Point, Guilford County, and vicinity.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble,



Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 335, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt Scotland County from certain of the provisions thereof.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 366, a bill to be entitled An act to prohibit dances on Saturday nights and Sundays in Montgomery County.

Mr. Burt offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 416, a bill to be entitled An act to amend the Charter of the Fayetteville Graded Schools.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 432, a bill to be entitled An act to ratify the election of the Mayor and Board of Commissioners of the Town of Washington Park.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 456, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes of 1919, as amended, to permit the tax collector and deputy tax collectors of Caswell County to carry arms when on official duty.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 466, a bill to be entitled An act to authorize and empower the officers and trustees of Providence Memorial Christian Church to preserve, improve and beautify the cemetery of said church at Graham, Alamance County, North Carolina, and to authorize the Providence Memorial Association to participate therein.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House for its consideration H. B. 98, a bill to be entitled An act to amend Section 1421 of the Consolidated Statutes relating to the authority of the Supreme Court to govern by rules of court the practice and procedure in the courts below the Supreme Court.

The question recurs upon the adoption of the amendment offered by Mr. Wallace of Lenoir.

The amendment offered by Mr. Wallace of Lenoir is adopted.

The question now recurs upon the passage of the bill upon its second reading, as amended.

The bill fails to pass its second reading.

Mr. Pickens moves that the vote by which the bill failed to pass its second reading be reconsidered and that this motion be laid upon the table.

Mr. Allsbrook moves that the House adjourn until tomorrow at twelve o'clock noon, which motion fails to prevail.

The question now recurs to the motion made by Mr. Pickens.

The motion made by Mr. Pickens prevails.

On motion of Mr. Bost, the House adjourns and will meet tomorrow at 11:30 A.M.

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## FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,

THURSDAY, February 28, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Darden, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Umstead, Bobby Withrow, grandson of Representative Withrow of Rutherford County, is made an Honorary Page of the House.

On motion of Mr. Richardson, Kathrine Patterson Taylor, daughter of Representative Taylor of Wayne County, is made an Honorary Page of the House.

On motion of Mr. Uzzell, William Carter Wallace, son of Representative Wallace of Lenoir County, is made an Honorary Page of the House.

Courtesies of the floor are extended to the Honorable W. P. Horton of Chatham County, former Lieutenant Governor of the State of North Carolina, and to Messrs. B. C. Jones of Swain County, T. J. Moss of Rutherford County, and J. L. Cornwell of Nash County, former members of the House.

### SPECIAL REPORT OF COMMITTEE ON RULES

*Mr. Speaker:*

Your Committee on Rules recommends that Rules of the House of Representatives be amended as follows. Amend House Rules of 1941 Session by adding a new rule to be known as "11-a" to read as follows: "No motion to suspend the rules for the purpose of extending the courtesies of the floor, lobby or gallery shall be made during the consideration of the Public Calendar, except upon motion of the Speaker."

The Committee on Rules recommends the adoption of this report.

Respectfully submitted,

J. A. BRIDGER, *Chairman*.

This February 28, 1941.

On motion of Mr. Bridger, the report is adopted.



## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Johnson, for the Committee on Health.

H. B. 372, a bill to be entitled An act to amend Chapter 53 of the Public Laws of 1935, as amended, to authorize the employment of optometrists in certain cases by the State Commission for the Blind.

With an unfavorable report.

H. B. 433, a bill to be entitled An act relating to prevention of rabies in Davie County by amending Chapter 122, Public Laws 1935.

With an unfavorable report.

By Mr. Stone, for the Committee on Roads.

H. B. 63, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, prohibiting the towing of motor vehicles over the highways of this State except in certain instances.

With a favorable report, as amended.

H. B. 333, a bill to be entitled An act to set up a fund for the construction of secondary roads in North Carolina.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Dobson, for the Committee on Insurance.

H. B. 538, a bill to be entitled An act to provide for insurable interest as between stockholders, partners and others.

With a favorable report.

H. B. 318, a bill to be entitled An act to amend Section 6458 of the Consolidated Statutes relating to rebates on life insurance policies.

With an unfavorable report.

By Mr. Uzzell, for the Committee on Elections and Election Laws.

H. B. 37, a bill to be entitled An act to provide for districts in the County of Harnett for the nomination of members of the Board of County Commissioners and members of the County Board of Education.

With an unfavorable report.

Mr. Senter moves that the bill be taken from the unfavorable Calendar and placed on the Calendar, which motion fails to prevail.

On motion of Mr. Senter, the bill is taken from the unfavorable Calendar and recommitted to the Committee on Counties, Cities and Towns.

By Mr. Vogler, for the Committee on Counties, Cities and Towns.

S. B. 38, a bill to be entitled An act to amend Section 442 of the Consolidated Statutes of 1939 relating to presenting claims against counties.

With a favorable report.

S. B. 157, a bill to be entitled An act to amend the Charter of the City of Gastonia, North Carolina, so as to extend the corporate limits of said City.

With a favorable report.

H. B. 362, a bill to be entitled An act making the Solicitor of the Washington Recorder's Court Assistant Solicitor of the Superior Court of Beaufort County.

With a favorable report.

H. B. 430, a bill to be entitled An act to provide for a survey of certain State waters in Currituck Sound.

With a favorable report.

H. B. 451, a bill to be entitled An act to aid in the development of the Town of Carolina Beach.

With a favorable report.

H. B. 453, a bill to be entitled An act to authorize the Town of Hemp, in Moore County, to reconvey to the grantor certain real estate situate in said Town for which no compensation was paid, and to authorize said Town to lease what is known as the Community House and property for the purpose of securing its operation and maintenance for the public.

With a favorable report.

H. B. 454, a bill to be entitled An act to repeal Section 1387 of the Consolidated Statutes of 1919 in so far as it relates to Caswell County, and to abolish the office of County Treasurer of Caswell County and place the duties of the Treasurer upon the County Accountant.

With a favorable report.

H. B. 461, a bill to be entitled An act to amend Chapter 185 of the Private Laws of 1909, as amended by Chapter 166 of the Private Laws of 1929, relating to the tax rate in the Town of Kenly.

With a favorable report.

H. B. 462, a bill to be entitled An act regulating compensation of rural policemen and town policemen in the County of Robeson and to eliminate payment of fees in criminal cases to such officers.

With a favorable report.

H. B. 463, a bill to be entitled An act to describe and define the limits and boundaries of the Town of Newton, in Catawba County.

With a favorable report.

H. B. 467, a bill to be entitled An act providing for per diem mileage for members of the County Board of Charities and Public Welfare of Alamance County.

With a favorable report.

H. B. 475, a bill to be entitled An act to amend Chapter 168, Private Laws of 1887, Charter of the Town of Roxboro.

With a favorable report.

H. B. 477, a bill to be entitled An act to authorize and empower the City Council of Salisbury and the Board of Commissioners of Rowan County, North Carolina, to make appropriations out of public funds for the purpose of aiding the Samuel C. Hart Post No. 14, of the American Legion, of Salisbury, North Carolina, to carry on its service office charity work for disabled World War Veterans and/or their families.

With a favorable report.

H. B. 485, a bill to be entitled An act to amend Consolidated Statutes 2787, Volume 3, 1924, as amended, relating to the powers of municipal corporations.

With a favorable report.

H. B. 487, a bill to be entitled An act to increase the pay of the commissioners of the City of Hendersonville.

With a favorable report.

H. B. 492, a bill to be entitled An act to amend the Charter of the Town of Plymouth.



With a favorable report.

H. B. 499, a bill to be entitled An act to prohibit the appointment of Industrial Police in Richmond County without the approval of the Sheriff and to place such officers under his control and supervision.

With a favorable report.

H. B. 500, a bill to be entitled An act to create the office of Game Warden for Richmond County.

With a favorable report.

Mr. Rogers of Polk moves that the bill be recommitted to the Committee on Conservation and Development, which motion fails.

H. B. 503, a bill to be entitled An act to change the corporate limits of the Town of Carolina Beach.

With a favorable report.

H. B. 508, a bill to be entitled An act to validate a special tax levy of Sampson County for repairs to jails and other county buildings.

With a favorable report.

H. B. 524, a bill to be entitled An act to fix the time of the meetings of the Board of County Commissioners of Brunswick County.

With a favorable report.

H. B. 526, a bill to be entitled An act to supplement Chapter 32 of the Public-Local Laws of 1935, as amended, relating to the Port Commission of Southport and Brunswick County, conferring additional powers upon such Commission relating to the development of port facilities, to the construction of a naval repair base and to the financing thereof.

With a favorable report.

H. B. 527, a bill to be entitled An act to authorize and direct Alamance County and the Board of Commissioners of said County to pay compensation to the dependents of Deputy Sheriff Lawrence Gowens, deceased.

With a favorable report.

H. B. 529, a bill to be entitled An act authorizing the Board of Commissioners of Granville County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

With a favorable report.

H. B. 536, a bill to be entitled An act to extend the terms of office for County Commissioners and Surveyor in Davie County to four years.

With a favorable report.

H. B. 398, a bill to be entitled An act to appoint a Mayor and Board of Commissioners in the Town of Bath, and authorize the election of their successors.

With a favorable report, as amended.

H. B. 457, a bill to be entitled An act to revise and consolidate the Charter of the Town of Jonesboro.

With a favorable report, as amended.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 458, a bill to be entitled An act to amend H. B. 65, ratified the 7th day of February, 1941, relating to the Public School System of Graham County.

With a favorable report.

H. B. 504, a bill to be entitled An act to authorize the Morganton Graded School District, a city administrative unit, to reallocate certain funds for school building purposes in said District.

With a favorable report.

H. B. 518, a bill to be entitled An act to amend Chapter 184 of the Public Laws of 1937, the same being An Act to amend Chapter 255 of the Public Laws of 1935, relative to the operation of business schools in North Carolina.

With a favorable report.

H. B. 519, a bill to be entitled An act to amend Chapter 131 of the Public Laws of 1919 relating to the promotion of vocational education in North Carolina, etc.

With a favorable report.

H. B. 170, a bill to be entitled An act providing for a Board of Education for Yancey County and to repeal Public-Local Laws relating to the Board of Education of Yancey County.

With a favorable report.

H. B. 256, a bill to be entitled An act defining teachers and continuing-contract teachers, providing for their release, and defining and providing for the cancelling of continuing contracts, and setting up employer-employee relationships between teachers and the State of North Carolina.

With an unfavorable report.

By Mr. Taylor of Wayne, for the Committee on Courts and Judicial Districts.

H. R. 305, a joint resolution authorizing the Governor of the State of North Carolina to appoint a Commission composed of nine members to inquire into the feasibility of increasing the number of Judicial Districts in the State of North Carolina.

With a favorable report.

H. B. 354, a bill to be entitled An act to amend Chapter 156 of the Public Laws of 1927, as amended by Chapter 120 of the Public Laws of 1937, relating to court costs in Wayne County.

With a favorable report.

H. B. 520, a bill to be entitled An act to amend Chapter 343 of the Public Laws of 1929, so as to permit the establishment of a domestic relations court in Wake County.

With a favorable report.

H. B. 521, a bill to be entitled An act to amend Chapter 331 of the Public Laws of 1937, relating to Assistant Clerks of Superior Court, so as to make said law applicable to Guilford County.

With a favorable report.

S. B. 22, a bill to be entitled An act to regulate and fix terms of Grand Juries.

With a favorable report.

S. B. 151, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to the hearing of certain cases at criminal terms of the Superior Court of Rockingham County.

With a favorable report.

S. B. 150, a bill to be entitled An act to repeal Chapter 60, Public-Local Laws of 1915 and Chapter 216, Public-Local Laws of 1927 and to require the Clerk of the Superior Court of Rockingham County to make out and publish a calendar for the criminal terms of the Superior Court of said County.



With a favorable report.

H. B. 353, a bill to be entitled An act to amend Section 2315 of the Consolidated Statutes, Volume 3, 1924, as amended by Chapter 140 of the Public Laws of 1939, relating to the drawing of juries in Wayne County.

With a favorable report.

H. B. 535, a bill to be entitled An act to place the judge of the County Recorder's Court of Hyde County on a salary.

With a favorable report.

By Mr. Quinn, for the Committee on Propositions and Grievances.

H. B. 515, a bill to be entitled An act to amend Consolidated Statutes 5000, Volume 3, 1924, relative to the appointment of auctioneers of jewelry and silverware.

With a favorable report.

H. B. 325, a bill to be entitled An act to regulate the sale of wine in the Town of Sanford, North Carolina.

With an unfavorable report as to bill, a favorable report as to substitute bill.

By Mr. Bryant, for the Committee on Finance.

H. B. 509, a bill to be entitled An act to transfer certain unexpended funds from the funding bond interest and sinking fund to the road bond interest and sinking fund of the County of Sampson.

With a favorable report.

H. B. 517, a bill to be entitled An act validating Township and Road District debt in Madison County and to provide for assuming and refunding said debt by Madison County.

With a favorable report.

H. B. 522, a bill to be entitled An act to authorize the levy of taxes by the Town of Creswell, for debt service.

With a favorable report.

S. B. 123, a bill to be entitled An act to repeal Chapter 195 of the Private Laws of 1929 relative to the issuance of bonds by the Towns of Mooresville and Newton.

With a favorable report.

S. B. 126, a bill to be entitled An act authorizing the Board of Commissioners of Swain County to levy special taxes for the expenses of officers of County Accountant and Farm Demonstration Agent.

With a favorable report.

H. B. 434, a bill to be entitled An act to exempt fox hounds from taxation in Hertford County.

With a favorable report.

H. B. 449, a bill to be entitled An act to aid in the collection of delinquent taxes in Henderson County.

With a favorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 300, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes of 1919 relating to the practice of law by Justices of the Peace in Gates County.

With a favorable report.

H. B. 334, a bill to be entitled An act to authorize the North Carolina Cape Hatteras Seashore Commission to condemn land for national seashore pur-

poses according to the procedure contained in the Public Works Eminent Domain Law, the same being Chapter 470 of the Public Laws of 1935.

With a favorable report.

S. B. 83, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes of 1919 prohibiting certain public officers from practicing law.

With a favorable report.

S. B. 167, a bill to be entitled An act creating the office of tax collector for Bladen County.

With a favorable report.

S. B. 168, a bill to be entitled An act relating to the meetings of Board of Commissioners of Bladen County.

With a favorable report.

S. B. 169, a bill to be entitled An act prescribing the duties of the Auditor of Bladen County.

With a favorable report.

H. B. 502, a bill to be entitled An act to amend Chapter 389 of the Public-Local Laws of 1939, to allow publication of reports of officers of Caswell County in newspapers of Caswell County having less than 500 paid subscribers.

With a favorable report.

H. B. 532, a bill to be entitled An act to repeal Chapter 299 of the Public-Local Laws of 1939, being An Act to create a Board of Trustees for the City of Wilmington Employees' Pension Fund, and to establish a fund to be known as the "City of Wilmington Employees' Pension Fund."

With a favorable report.

H. B. 533, a bill to be entitled An act to create a Civil Service Commission for the fire and police department of the City of Wilmington and to provide the necessary machinery and rules for the organization and operation of said Civil Service Commission and departments.

With a favorable report.

H. B. 193, a bill to be entitled An act to provide for the registration and protection of the labels, trade-marks, terms, designs, devices and forms of advertisements of associations and unions of workingmen, to prevent the unauthorized use thereof, and fixing penalties for violation of this act.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 534, a bill to be entitled An act for the relief of C. G. Reavis, former Sheriff of Yadkin County.

With an unfavorable report.

By Mr. Burgin, for the Committee on Agriculture.

H. B. 498, a bill to be entitled An act for the relief of potato farmers in this State.

With a favorable report.

H. B. 539, a bill to be entitled An act to require milk distributors and milk processors to keep certain records and furnish certain reports to the Department of Agriculture, relating to milk and milk products distributed or sold by them.

With a favorable report.



H. B. 494, a bill to be entitled An act to regulate the manufacture, sale and distribution of agricultural liming material, agricultural liming material with potash and land plaster in North Carolina.

With a favorable report, as amended.

H. B. 495, a bill to be entitled An act to amend Chapter 324, Public Laws of 1933, known as "The North Carolina Fertilizer Law of 1933," as amended.

With a favorable report, as amended.

#### ENGROSSED BILLS

Mr. McLaughlin, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 205, a bill to be entitled An act to prescribe the fees for probate and registration of certain right-of-way deeds in Brunswick, Bladen, Columbus and Robeson Counties.

H. B. 218, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

H. B. 366, a bill to be entitled An act to prohibit dances on Saturday nights and Sundays in Montgomery County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Crawford and Taylor of Wayne: H. B. 541, a bill to be entitled An act to amend Chapter 697 of the Public-Local Laws of 1913, relating to the term of office of the Solicitor of the County Court of Wayne County.

On motion of Mr. Crawford, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

By Mr. Caveness: H. R. 542, a joint resolution authorizing the Governor to appoint a Commission for the special purpose to study the Usury Laws of the State of North Carolina and to make a report and recommendation to the next General Assembly.

On motion of Mr. Caveness, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

By Mr. Vogler: H. B. 543, a bill to be entitled An act to amend the Machinery Act of 1939 exempting for a period of four years real property acquired by counties, cities, townships, or school districts, in foreclosure of tax liens.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Vogler, Allen, J. Leroy, Allen, Arch T., Hatch, Sellars, and Jarvis: H. B. 544, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Mr. Umstead: H. B. 545, a bill to be entitled An act to fix salaries for public officials and employees in Orange County.

On motion of Mr. Umstead, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

By Messrs. Allsbrook and Dobson: H. B. 546, a bill to be entitled An act to amend Chapter 392 of the Public Laws of 1933, creating a Building Code Council for North Carolina, by restricting and defining the authority of such Council, and providing for appeals therefrom.

Referred to Committee on Insurance.

By Mr. Moore of Wilson, by request: H. B. 547, a bill to be entitled An act to amend Chapter 163 of the Private Laws of 1929, relating to the Peace Officers' Relief Fund for the City and County of Wilson.

On motion of Mr. Moore, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

By Mr. Jarvis: H. B. 548, a bill to be entitled An act to authorize the governing body of the Town of Biltmore Forest to establish a sinking fund to pay and retire outstanding bonds.

Referred to Committee on Finance.

By Messrs. Thurston and Wooten: H. B. 549, a bill to be entitled An act to amend Consolidated Statutes 6622, Volume 3, 1924, relating to the practice of medicine.

Referred to Committee on Health.

By Mr. Pearsall: H. B. 550, a bill to be entitled An act to amend Consolidated Statutes 5249, Volume 2, 1919, as amended, relating to mutual associations, so as to provide for the payment of a license tax in lieu of a corporate franchise tax.

Referred to Committee on Finance.

And

H. B. 551, a bill to be entitled An act to amend Chapter 209 of the Private Laws of 1907, relating to the Charter of the City of Rocky Mount, as amended, to provide for correcting, adjusting and compromising delinquent taxes and assessments.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Moore of Guilford, Gass, and Jarvis: H. B. 552, a bill to be entitled An act to provide for the protection of the public in real estate transactions handled by agents.

Referred to Committee on Judiciary No. 2.

By Messrs. Moore of Guilford and Pickens: H. B. 553, a bill to be entitled An act to recall elections of any or all elected officials in the County of Guilford; and to set up machinery for the holding of such recall elections and



the appointment of the successor, or successors, of such officials who may be recalled.

Referred to Committee on Elections and Election Laws.

And

H. B. 554, a bill to be entitled An act to fix the compensation of the County Commissioners and members of the Board of Education of Guilford County.

Referred to Committee on Salaries and Fees.

By Messrs Caveness, Moore of Guilford, and Pickens: H. B. 555, a bill to be entitled An act designating fees to be collected by the Clerk of the Superior Court of Guilford County.

Referred to Committee on Salaries and Fees.

By Mr. Pickens: H. B. 556, a bill to be entitled An act relating to the sale of certain land by the City of High Point.

Referred to Committee on Judiciary No. 2.

By Mr. Richardson: H. B. 557, a bill to be entitled An act to amend Chapter 243 of the Public Laws of 1935, relating to adoption of minors.

Referred to Committee on Judiciary No. 2.

By Messrs. Senter and Rogers of Polk: H. B. 558, a bill to be entitled An act to exempt owners and operators of motor vehicles from liability for death or injury to guests in such motor vehicles except when such death or injury is caused by gross negligence.

Referred to Committee on Judiciary No. 1.

By Mr. Pitman of Avery: H. B. 559, a bill to be entitled An act to appoint the Board of Education for Avery County.

Referred to Committee on Education.

By Mr. Edwards of Swain, by request: H. B. 560, a bill to be entitled An act to authorize the Boards of County Commissioners of the various counties of the State to defer revaluations of real estate until the year 1943.

Referred to Committee on Finance.

By Mr. Whitener: H. B. 561, a bill to be entitled An act to increase the compulsory school attendance age in Gaston County.

Referred to Committee on Education.

By Mr. Edwards of Greene: H. B. 562, a bill to be entitled An act to provide for the distribution of profits from alcoholic beverage control stores in Greene County.

Referred to Committee on Finance.

By Messrs. Uzzell and Ramsay: H. B. 563, a bill to be entitled An act to regulate payment of street and sidewalk assessments by Livingstone College in the City of Salisbury, North Carolina.

On motion of Mr. Ramsay, the bill is placed on the Calendar.

And

H. B. 564, a bill to be entitled An act requiring motor freight carriers to use designated State highways through cities and towns.

Referred to Committee on Public Utilities.

By Mr. Williams: H. B. 565, a bill to be entitled An act to amend Chapter 361 of the Public-Local and Private Laws of 1937, relating to the salary of the health officer of Elizabeth City.

On motion of Mr. Williams, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

By Messrs. Morris and LeGrand: H. B. 566, a bill to be entitled An act to authorize, empower and direct the Board of County Commissioners of New Hanover County to expend money for the development of the Port of Wilmington, North Carolina.

Referred to Committee on Finance.

And

H. B. 567, a bill to be entitled An act to amend Chapter 418, Public Laws of 1935, as amended by Chapter 471, Public-Local Laws of 1937, by allotting a portion of the Alcoholic Beverage Fund to Wilmington Port Development.

Referred to Committee on Finance.

By Messrs. Gobble, Gass, and Carlyle, by request: H. B. 568, a bill to be entitled An act to reimburse Gilbert L. Shermer of Forsyth County for damages to his automobile through collision with a school bus on October 5, 1939.

Referred to Committee on Appropriations.

By Messrs. Wallace of Johnston and Fulghum: H. B. 569, a bill to be entitled An act to amend Chapter 649 of the Public-Local and Private Laws of 1937, relating to the wrongful use of milk bottles, crates, cans, and other containers of dairy products in Wake County.

Referred to Committee on Judiciary No. 2.

By Mr. Wallace of Johnston: H. B. 570, a bill to be entitled An act to amend Chapter 219 of the Private Laws of 1911, relating to the Charter of the Town of Smithfield.

On motion of Mr. Wallace, the bill is placed on the Calendar.

By Messrs. Taylor of Wayne, Pickens, Moore of Guilford, Jarvis, and Watkins: H. B. 571, a bill to be entitled An act relating to foreclosure sales under deeds of trust.

Referred to Committee on Judiciary No. 2.

By Mr. Dobson: H. B. 572, a bill to be entitled An act to amend Chapter 128 of the Public-Local Laws of 1939, relating to tax collectors, assistant tax collectors, their duties and compensations.

On motion of Mr. Dobson, the bill is placed on the Calendar.

By Messrs. Bryant and Pollard: H. B. 573, a bill to be entitled An act to place the coroner of Durham County upon a salary and to provide for the appointment of a medical examiner in Durham County by the County Commissioners of said County.

Referred to Committee on Salaries and Fees.

By Mr. Bryant: H. B. 574, a bill to be entitled An act to amend Committee Substitute for House Bill 11, entitled "A bill to be entitled An act to amend and supplement the Revenue Act of 1939, the same being Chapter 158, of the Public Laws of North Carolina, Session 1939," ratified the 28th day of February, 1941.

Referred to Committee on Finance.

And

H. B. 575, a bill to be entitled An act to amend Chapter 450 of the Public Laws of 1935, as amended, relating to issuance of school district refunding and funding bonds.

Referred to Committee on Finance.



By Mr. Worthington, by request: H. B. 576, a bill to be entitled An act to amend Section 4288 of the Consolidated Statutes of 1919, relative to secreting property to hinder enforcement of lien.

Referred to Committee on Judiciary No. 2.

And

H. B. 577, a bill to be entitled An act to amend Chapter 352 of the Public Laws of 1937, relating to violations of the Game and Inland Fishing Laws.

Referred to Committee on Game.

And

H. B. 578, a bill to be entitled An act to amend Sections 5298 and 5301 of the Consolidated Statutes of 1919, so as to reduce the proportion of proprietors of land affected necessary to give their consent to authorize incorporation of a canal where no canal has been cut; and to reduce the proportion of proprietors necessary to petition for the incorporation of a canal already constructed, and for other purposes.

Referred to Committee on Judiciary No. 2.

By Messrs. Umstead, Austin, Wallace of Lenoir, Carlyle, Cook, Burns, Bryant, Moore of Guilford, Uzzell, McEachern, Ramsay, Pritchett of Caldwell, Pritchett of Bertie, Stoney, Abernathy of Nash, Allsbrook, Everett, Poole, Wallace of Johnston, Fulghum, Horner of Lee, Allen, Arch T., and Stone: H. B. 579, a bill to be entitled An act to make all former living Governors of the State of North Carolina honorary members of the Board of Trustees of the University of North Carolina.

Referred to Committee on Trustees of the University.

By Mr. Carlyle, by request: H. B. 580, a bill to be entitled An act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of the Superior Court of any County by photography.

Referred to Committee on Judiciary No. 2.

By Mr. Rabb: H. B. 581, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment for damages by dogs to sheep or other property in McDowell County.

Referred to Committee on Propositions and Grievances.

And

H. B. 582, a bill to be entitled An act to amend Chapter 291 of the Private Laws of 1909, consolidating the Charter of the Town of Marion, relative to manner and time in which claims may be filed against said Town.

Referred to Committee on Counties, Cities, and Towns.

By Mr. Poole, by request: H. B. 583, a bill to be entitled An act to provide for the payment of transportation costs incurred by cities and towns in Moore County in transporting prisoners from such cities and towns to the County seat.

Referred to Committee on Counties, Cities and Towns.

By Mr. Galloway: H. B. 584, a bill to be entitled An act to amend Consolidated Statutes 6558, Volume 2, 1919, relating to the time when all employees who work on an hourly basis of wages shall be paid.

Referred to Committee on Manufactures and Labor.

And

H. B. 585, a bill to be entitled An act to safeguard and protect the public against the acts of certain irresponsible persons.

Referred to Committee on Propositions and Grievances.

By Mr. Moore of Davie: H. B. 586, a bill to be entitled An act to amend Section 2806 (i) of the Consolidated Statutes of North Carolina so as to authorize municipalities in Davie County to fix and collect sewerage service charges.

Referred to Committee on Finance.

And

H. B. 587, a bill to be entitled An act relating to the better enforcement of the law against the manufacture and sale of intoxicating liquors in Davie County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Taylor of Stokes: H. B. 588, a bill to be entitled An act providing for the protection of livestock, dogs, poultry and other fowls and animals by regulating the setting of steel-traps in Stokes County.

Referred to Committee on Agriculture.

By Mr. Burgin: H. B. 589, a bill to be entitled An act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

Referred to Committee on Counties, Cities and Towns.

By Mr. McLaughlin: H. B. 590, a bill to be entitled An act to amend Chapter 269 of the Public Laws of 1939 so as to include grouse and wild turkeys.

Referred to Committee on Game.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 124, a bill to be entitled An act to amend Sections 4251 and 4252 of Volume 1 of the Consolidated Statutes of 1919 relating to larceny and receiving stolen goods.

Referred to Committee on Judiciary No. 1.

S. B. 137, a bill to be entitled An act to amend Consolidated Statutes 5168 (e), as amended, 5168 (i), as amended, 5168 (r), Volume 3, 1924, and Chapter 187 of the Public Laws of 1939, relating to Confederate pensions and the payment of funeral expenses of deceased pensioners.

Referred to Committee on Propositions and Grievances.

S. B. 156, a bill to be entitled An act validating the proceedings authorizing and providing for the issuance of \$25,000 water and sewer bonds of the Town of Walstonburg.

Referred to Committee on Finance.

S. R. 159, a joint resolution to provide for a Commission on Recodification of the North Carolina Statutes.

Referred to Committee on Recodification.

S. B. 161, a bill to be entitled An act to protect dogs from strychnine, other poisonous compounds and ground-glass.

Referred to Committee on Propositions and Grievances.

S. B. 178, a bill to be entitled An act to amend Section 3332 of the Consolidated Statutes of North Carolina to validate the registration of certain deeds and other instruments.

Referred to Committee on Judiciary No. 1.

S. B. 179, a bill to be entitled An act to validate the registration of certain deeds and other instruments.

Referred to Committee on Judiciary No. 1.



S. R. 203, a joint resolution commending the North Carolina delegation in the House of Representatives of the United States Congress for their support of the Lend-Lease Bill.

On motion of Mr. Garrett, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 277, a bill to be entitled An act to promote efficiency in the operation of the six months constitutional school term in Alamance County by providing for supervision of instruction and/or otherwise providing for the professional improvement of teachers.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch, T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Horner of Granville, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

H. B. 395, a bill to be entitled An act to provide for a special election for the erection of a municipal auditorium in the City of Charlotte and to levy a tax therefor.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Stone, Stoney,

Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

H. B. 412, a bill to be entitled An act to amend Chapter 332, Private Laws of North Carolina, Session of 1913, as amended.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

H. B. 474, a bill to be entitled An act validate the bonded debt of Surry County and various townships in said County, and to provide for the refunding of said debt.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

S. B. 138, a bill to be entitled An act enabling the County of Guilford to establish an airport authority for the maintenance of airport facilities in the County of Guilford for the citizens of Greensboro, High Point, Guilford County and vicinity.

Passes its third reading by the following vote and is ordered enrolled.



Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

H. B. 540, a bill to be entitled An act to amend the Charter of the Town of Wilson, North Carolina, to increase the number of Wards; to modify the boundaries of the Wards; and to change the compensation of the Commissioners.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

H. B. 478, a bill to be entitled An act to ratify the acts of J. G. Butts, L. A. Parks and Edward Meyer, Justices of the Peace of Halifax County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 479, a bill to be entitled An act to repeal Chapter 1 of the Private Laws of 1937, entitled "An Act to encourage the Log Cabin Association, an eleemosynary organization in promoting reforestation and better farming methods in Jackson County."

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 482, a bill to be entitled An act to authorize and direct the payment of the surplus of the High Point Township Railroad Bond Fund to the

Maintenance of Plant, and Fixed Charges Fund of the High Point City Administrative School Unit.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 484, a bill to be entitled An act to authorize the City of High Point to pay rewards for the apprehension and conviction of a party who commits a felony within the corporate limits of High Point.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws 1935, being An Act entitled An Act to prevent rabies in the State of North Carolina.

On motion of Mr. Abernathy of Nash, consideration of the bill is deferred until Monday, March 3, 1941.

H. B. 111, a bill to be entitled An act to amend Section 7, Chapter 100, of the Public Laws of North Carolina, 1927, relating to the powers of sanitary districts.

On motion of Mr. Pickens, the Committee substitute bill is adopted, constituting the first reading and the bill remains on the Calendar.

H. B. 490, a bill to be entitled An act to reenact Chapter 2 of the Public Laws of the State of North Carolina, Extra Session of 1938, authorizing counties, cities, towns and sanitary districts to issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment and extension of revenue-producing undertakings.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ruark, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—94.

Those voting in the negative are: None.

H. B. 146, a bill to be entitled An act to amend Section 2287 of the Consolidated Statutes of North Carolina, relating to restoration to sanity of insane persons.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 163, a bill to be entitled An act to amend Section 157 Consolidated Statutes of North Carolina, relative to commissions allowed representatives.

On motion of Mr. Pritchett of Bertie, the Committee amendment is adopted.



Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 204, a bill to be entitled An act to protect property by making criminal certain unlawful entries on, injuries to and interferences with property, authorizing the closing of streets and to provide penalties.

On motion of Mr. Pritchett of Bertie, the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 229, a bill to be entitled An act to provide for the liquidation of the State Dry Cleaners Commission.

Mr. Wallace of Lenoir offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 239, a bill to be entitled An act to require Justices of the Peace to furnish surety bond conditioned upon proper accounting of funds coming into their hands.

On motion of Mr. Jarvis, the Committee amendments are adopted.

Mr. Edwards of Beaufort offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 258, a bill to be entitled An act relating to the tax exemption of certain Electric Membership Corporations organized or reorganized under Chapter 291 of the Public Laws of 1935, and providing for limited and conditional refunds.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to the woods and fields.

On motion of Mr. Rogers of Polk, consideration of the bill is deferred until March 3, 1941.

H. B. 308, a bill to be entitled An act to amend Section 4018 of the Consolidated Statutes with relation to investments of trust funds.

On motion of Mr. Allen, Arch T., the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 319, a bill to be entitled An act to amend Section 5000 of the Consolidated Statutes relating to jewelry auctioneers.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 97. An Act to amend the Laws relating to special or emergency judges provided for by Section 1435 (a) of Volume 3 of the Consolidated Statutes.

H. B. 136. An Act to authorize search warrants for gambling and lottery devices, amending Consolidated Statutes of 1919, Section 4529.

H. B. 161. An Act authorizing the purchase of uniforms for Home Guard Units now or about to be established in this State.

H. B. 167. An Act to enlarge the corporate limits of the City of Fayetteville; to establish and lay out the boundary lines for eight wards; and to provide for a new registration.

H. B. 171. An Act relating to the payment of taxes in Mitchell County.

H. B. 184. An Act to amend Chapter 433 of the Public-Local Laws of 1937, as amended by Chapter 343 of the Public-Local Laws of 1939, amending the Charter of the Town of Atlantic Beach, conferring authority to levy general property taxes.

H. B. 206. An Act to validate \$15,000.00 bonds of the Town of Whiteville.

H. B. 234. An Act to incorporate the Town of Rolesville, in Wake County.

H. B. 248. An Act to prohibit the sale of wine and beer on Sundays in Montgomery County.

H. B. 261. An Act empowering the Board of County Commissioners of Guilford County to create a Board to be known as the Revaluation Board of Assessors for Guilford County, and to create a Board to be known as a Board of Equalization and Review.

H. B. 270. An Act to provide for the payment of a pension for the year 1940 to Noah Monroe Brock, a Confederate Veteran from Davie County and to place the said Noah Monroe Brock on the State Pension Roll.

H. B. 278. An Act to divide the Board of County Commissioners of Alamance County into two classes.

H. B. 280. An Act to authorize the governing body of the Town of Franklinton to cancel all paving assessments against all churches and church property in said Town.

H. B. 290. An Act to amend the Charter of Lincolnton.

H. B. 294. An Act to amend Chapter 6, Public Laws of 1939, and Chapter 233, Public Laws of 1939, as to investment of the funds of the Law Enforcement Officers' Benefit Fund and as to the officers included therein.

H. B. 298. An Act to authorize the Board of County Commissioners of Craven County to defer revaluation of real estate and to create a Central Board of Assessors for Craven County.

H. B. 306. An Act to amend Chapter 297 of the Public Laws of 1937 with respect to the terms and duties of members of the State Highway and Public Works Commission.

H. B. 348. An Act to provide for the appointment of a County Tax Collector for Nash County.

H. R. 443. A joint resolution commending the Senior Senator from North Carolina in the United States Senate, the Honorable Josiah William Bailey, for his championship of the Lend-Lease Bill.

H. R. 444. A joint resolution inviting the Mayor of Elizabeth City and other distinguished citizens to address the General Assembly at Elizabeth City, February 26, 1941.

H. R. 491. A joint resolution of the General Assembly expressing appreciation to the citizens of Elizabeth City and Pasquotank County and committees for the hospitality and consideration shown on the occasion of the meeting in Joint Session of the General Assembly in said City.



S. B. 24. An Act to require the State Highway and Public Works Commission to maintain and keep in repair roads leading from the State maintained highways to public schools in this State.

S. B. 100. An Act to repeal Chapter 342 of the Public-Local Laws of 1929 and to authorize the County of Gaston to erect and equip a new County building and to issue bonds therefor.

S. B. 118. An Act to provide for the payment to the City of Fayetteville the sum of \$25,000 from the profits of the stores operated by the Board of Alcoholic Control of Cumberland County during the fiscal year running from June 30, 1940, to June 30, 1941.

H. B. 357. An Act to amend Chapter 609 of the Public-Local Laws of 1939, relating to a Civil Service Commission for the City of Fayetteville.

H. B. 380. An Act relative to the preparation of the tax books in Hyde County.

H. B. 389. An Act to repeal Chapter 287 of the Public-Local Laws of 1937 relating to the creation of a Park Commission for the Town of Beaufort, North Carolina.

H. B. 422. An Act to authorize the Town of Mooresboro, a municipal corporation of Cleveland County, North Carolina, to sell certain real estate.

H. B. 486. An Act to permit the City of Wilmington to use the general election books of Wilmington Township.

S. B. 133. An Act to regulate the use of the net profits from the sale of alcoholic beverages in Cumberland County.

S. B. 165. An Act to amend Chapter 170, Public Laws of North Carolina, 1939, to place Wake County under the provisions of the said Act regulating the publication of legal advertising.

H. B. 11. An Act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session of 1939.

H. B. 12. An Act to create the Office of Tax Collector for the County of Burke.

H. B. 64. An Act to provide for special judges in North Carolina.

H. B. 70. An Act to provide for a new registration of voters in Pasquotank County.

On motion of Mr. Allsbrook, the House adjourns and will meet tomorrow at 10:30 A.M.

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#### FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, March 1, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Story, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

On motion of Mr. Jarvis H. B. 548, a bill to be entitled An act to authorize the governing body of the Town of Biltmore Forest to establish a sinking fund to pay and retire outstanding bonds, is recalled from the Committee on Finance and placed on the Calendar.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Austin: H. B. 591, a bill to be entitled An act to authorize the governing body of the town of Lansing in Ashe County in its discretion to prohibit the sale of wine and beer within the incorporated limits of said town.

On motion of Mr. Austin the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Woods: H. B. 592, a bill to be entitled An act to provide for the appointment of trustees for certain churches in the Upper Country Line Primitive Baptist Association, and to fix the duties of such trustees.

Referred to Committee on Propositions and Grievances.

By Messrs. Carlyle, Gass and Gobble: H. B. 593, a bill to be entitled An act to authorize the County of Forsyth and the City of Winston-Salem to provide for the consolidation of their respective tax collection departments.

On motion of Mr. Carlyle the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Moore of Wilson, by request: H. B. 594, a bill to be entitled An act to increase the fees of the Justices of the Peace and other officers of Wilson County.

Referred to Committee on Judiciary No. 2.

By Mr. Austin: H. B. 595, a bill to be entitled An act to repeal Chapter 319 of the Public-Local Laws of 1935, Chapter 19 of the Public Laws of 1937, and Chapter 200 of the Public Laws of 1937, relating to the drawing of jurors in Ashe County and to place Ashe County under the provisions of the State-wide law regulating the drawing of jurors.

On motion of Mr. Austin the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

## MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 65, a bill to be entitled An act to amend Chapter 314, Public Laws of 1939, pertaining to issuance of marriage license.

Referred to Committee on Judiciary No. 1.

S. B. 108, a bill to be entitled An act to amend Section 33 of Chapter 164, Public Laws, 1929, as amended, relating to hours during which polls shall remain open in primaries and elections.

Referred to Committee on Elections and Election Laws.



S. B. 111, a bill to be entitled An act to amend Chapter 337 of the Public Laws of North Carolina, Regular Session, 1937, relating to examination of domestic servants.

Referred to Committee on Health.

S. B. 113, a bill to be entitled An act to authorize the voters in the Albemarle special school tax district or unit, who live outside of the corporate limits of said town to vote in the primaries and elections for the election of school commissioners in said district.

Referred to Committee on Elections and Election Laws.

S. B. 135, a bill to be entitled An act to authorize the Board of Education of Yadkin County to sell certain real property no longer necessary for school purposes to the Town of Yadkinville in Yadkin County.

Referred to Committee on Counties, Cities and Towns.

S. B. 162, a bill to be entitled An act to empower municipalities and other political subdivisions of the State of North Carolina to promulgate, administer, and enforce airport zoning regulations limiting the height of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports.

Referred to Committee on Counties, Cities and Towns.

S. B. 166, a bill to be entitled An act to amend Section 2502 of the Consolidated Statutes, in so far as the same relates to Bladen County, requiring the return of marriage license within ten days after the celebration of the marriage.

Referred to Committee on Health.

S. B. 174, a bill to be entitled An act to amend Chapter 81 of the Public-Local Laws of 1935, relating to the adjustment of the bonded indebtedness and relief of taxpayers in Swain County.

Referred to Committee on Finance.

S. B. 175, a bill to be entitled An act to reduce the rate of interest on tax sales certificates issued or to be issued by Swain County or any municipality therein from 8 per cent to 6 per cent per annum.

Referred to Committee on Finance.

S. B. 181, a bill to be entitled An act to prohibit the sale of tickets to athletic contests at a price in excess of the price written or printed on such tickets.

Referred to Committee on Propositions and Grievances.

S. B. 191, a bill to be entitled An act to provide a permanent Utilities Commission for the City of Greenville, in Pitt County, and to repeal Chapter 211 of the Private Laws of 1905, and amendments thereto, relating to the Water and Light Commission of the City of Greenville.

Referred to Committee on Counties, Cities and Towns.

H. B. 96, a bill to be entitled An act relating to the granting of insurance benefits by Fraternal Benefit Societies on the lives of its members.

Placed on Calendar for concurrence in Senate amendment.

H. B. 219, a bill to be entitled An act to amend Chapter 456 of the Public Laws of 1935, and amendments thereto, known as the Housing Authorities Law, relating to the creation of housing authorities to engage in slum clearance and projects to provide dwelling accommodations for persons of low income (including farmers of low income) and to define their powers.

Placed on Calendar for concurrence in Senate amendment.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 170, a bill to be entitled An act providing for a Board of Education for Yancey County and to repeal Public-Local Laws relating to the Board of Education of Yancey County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 300, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes of 1919, relating to the practice of law by Justices of the Peace in Gates County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 325, a bill to be entitled An act to regulate the sale of wine in the Town of Sanford, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 353, a bill to be entitled An act to amend Section 2315 of the Consolidated Statutes, Volume 3, 1924, as amended by Chapter 140 of the Public Laws of 1939, relating to the drawing of juries in Wayne County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 354, a bill to be entitled An act to amend Chapter 156 of the Public Laws of 1927, as amended by Chapter 120 of the Public Laws of 1937, relating to court costs in Wayne County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 362, a bill to be entitled An act making the Solicitor of the Washington Recorder's Court, Assistant Solicitor of the Superior Court of Beaufort County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 398, a bill to be entitled An act to appoint a Mayor and Board of Commissioners in the Town of Bath, and authorize the election of their successors.

On motion of Mr. Hatch the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered engrossed and sent to the Senate.

H. B. 430, a bill to be entitled An act to provide for a survey of certain State waters in Currituck Sound.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 434, a bill to be entitled An act to exempt fox hounds from taxation in Hertford County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 449, a bill to be entitled An act to aid in the collection of delinquent taxes in Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 451, a bill to be entitled An act to aid in the development of the Town of Carolina Beach.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 453, a bill to be entitled An act to authorize the Town of Hemp, in Moore County, to reconvey to the grantor certain real estate situate in said town for which no compensation was paid, and to authorize said town to lease what is known as the community house and property for the purpose of securing its operation and maintenance for the public.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 454, a bill to be entitled An act to repeal Section 1387 of the Consolidated Statutes of 1919, in so far as it relates to Caswell County, and to abolish the office of County Treasurer of Caswell County and place the duties of the Treasurer upon the County Accountant.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 458, a bill to be entitled An act to amend H. B. 65, ratified the 7th day of February, 1941, relating to the public school system of Graham County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 462, a bill to be entitled An act regulating compensation of rural policemen and town policemen in the County of Robeson and to eliminate payment of fees in criminal cases to such officers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 467, a bill to be entitled An act providing for per diem mileage for members of the County Board of Charities and Public Welfare of Alamance County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 477, a bill to be entitled An act to authorize and empower the City Council of Salisbury and Board of Commissioners of Rowan County, North Carolina, to make appropriations out of public funds for the purpose of aiding the Samuel C. Hart Post No. 14, of the American Legion, of Salisbury, North Carolina, to carry on its service office charity work for disabled World War Veterans and/or their families.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 487, a bill to be entitled An act to increase the pay of the Commissioners of the City of Hendersonville.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 499, a bill to be entitled An act to prohibit the appointment of industrial police in Richmond County without the approval of the sheriff, and to place such officers under his control and supervision.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 500, a bill to be entitled An act to create the office of Game Warden for Richmond County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 502, a bill to be entitled An act to amend Chapter 389 of the Public-Local Laws of 1939, to allow publication of reports of officers of Caswell County in newspapers of Caswell County having less than 500 paid subscribers.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 563, a bill to be entitled An act to regulate payment of street and sidewalk assessments by Livingstone College in the City of Salisbury, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 504, a bill to be entitled An act to authorize the Morganton graded school district, a city administrative unit, to reallocate certain funds for school building purposes in said district.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 509, a bill to be entitled An act to transfer certain unexpended funds from the funding bond interest and sinking fund to the road bond interest and sinking fund of the County of Sampson.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 521, a bill to be entitled An act to amend Chapter 331 of the Public Laws of 1937, relating to Assistant Clerks of Superior Court, so as to make said law applicable to Guilford County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 524, a bill to be entitled An act to fix the time of the meeting of the Board of County Commissioners of Brunswick County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 527, a bill to be entitled An act to authorize and direct Alamance County and the Board of Commissioners of said county to pay compensation to the dependents of Deputy Sheriff Lawrence Gowens, deceased.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 532, a bill to be entitled An act to repeal Chapter 299 of the Public-Local Laws of 1939, being An Act to create a Board of Trustees for the City of Wilmington Employees' Pension Fund, and to establish a fund to be known as the "City of Wilmington Employees' Pension Fund."

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 533, a bill to be entitled An act to create a Civil Service Commission for the fire and police department of the City of Wilmington, and to provide the necessary machinery and rules for the organization and operation of said Civil Service Commission and departments.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 535, a bill to be entitled An act to extend the terms of office for County Recorder's Court of Hyde County on a salary.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 536, a bill to be entitled An act to extend the terms of office for County Commissioners and Surveyor of Davie County to four years.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 572, a bill to be entitled An act to amend Chapter 128 of the Public-Local Laws of 1939, relating to tax collectors, assistant tax collectors, their duties and compensations.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 22, a bill to be entitled An act to regulate and fix terms of grand juries.

Passes its second and third readings, and is ordered enrolled.

S. B. 150, a bill to be entitled An act to repeal Chapter 60, Public-Local Laws of 1915, and Chapter 216, Public-Local Laws of 1927, and to require the Clerk of the Superior Court of Rockingham County to make out and publish a Calendar for the criminal terms of the Superior Court of said county.

Passes its second and third readings, and is ordered enrolled.

S. B. 151, a bill to be entitled An act to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to the hearing of certain cases at criminal terms of the Superior Court of Rockingham County.

Passes its second and third readings, and is ordered enrolled.

S. B. 167, a bill to be entitled An act creating the office of Tax Collector for Bladen County.

Passes its second and third readings, and is ordered enrolled.

S. B. 168, a bill to be entitled An act relating to the meetings of Board of Commissioners of Bladen County.

Passes its second and third readings, and is ordered enrolled.

S. B. 169, a bill to be entitled An act prescribing the duties of the Auditor of Bladen County.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Blalock, the House adjourns and will meet Monday night at 8:00 P.M.

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## FORTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,

MONDAY NIGHT, March 3, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct and the same stands approved.

On motion of Mr. Pollard, Judith Anne Satterfield of Durham County is made an Honorary Page of the House.

On motion of Mr. Bryant, Forest A. Pollard, Jr., son of Representative Pollard of Durham County, is made an Honorary Page of the House.

On motion of Mr. Allsbrook, H. B. 447, a bill to be entitled An act to authorize the County Commissioners of Halifax County, in their discretion and after a public hearing, to expend or lend surplus funds for the repair of dikes on the Roanoke River damaged by the flood in August 1940, is recalled from the Senate for further consideration by the House.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Kerr, for the Committee on Appropriations.

H. B. 137, a bill to be entitled An act to provide for leaves of absence without compensation for State and local officials absent from their duties by reason of military and naval service, protracted illness, or other causes.

With a favorable report.

S. B. 37, a bill to be entitled An act to amend Chapter 325 of the Public Laws of 1939, authorizing the issuance of bonds in the sum of \$600,000 to establish a Sanatorium in Eastern North Carolina for the treatment of tuberculosis.

With a favorable report, as amended.

S. B. 101, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

With a favorable report, as amended.

By Mr. Bryant, for the Committee on Finance.

H. B. 567, a bill to be entitled An act to amend Chapter 418, Public Laws of 1935, as amended by Chapter 471, Public-Local Laws of 1937, by allotting a portion of the Alcoholic Beverage Fund to Wilmington Port development.

With a favorable report.

H. B. 586, a bill to be entitled An act to amend Section 2806 (i) of the Consolidated Statutes of North Carolina so as to authorize municipalities in Davie County to fix and collect sewerage service charges.

With a favorable report.

S. B. 156, a bill to be entitled An act validating the proceedings authorizing and providing for the issuance of twenty-five thousand dollars (\$25,000) water and sewer bonds of the Town of Walstonburg.

With a favorable report.

H. B. 388, a bill to be entitled An act to amend Chapter 145 of the Public Laws of North Carolina of 1931 relating to gasoline tax.

With a favorable report.

H. B. 405, a bill to be entitled An act to amend Chapter 257, Public Laws of 1933, as amended, so as to provide for the issuance of funding and refunding bonds of local units other than counties, cities and towns pursuant to all of the provisions of the Local Government Act.

With a favorable report.

H. B. 514, a bill to be entitled An act to turn over certain records and funds of the State Emergency Relief Administration to the North Carolina Historical Commission.

With a favorable report.



H. B. 507, a bill to be entitled An act authorizing the transfer of certain assets to the general fund of Sampson County.

With a favorable report.

S. B. 67, a bill to be entitled An act to provide hospitalization for highway accident cases.

With a favorable report.

S. B. 174, a bill to be entitled An act to amend Chapter 81 of the Public-Local Laws of 1935, relating to the adjustment of the bonded indebtedness and relief of taxpayers in Swain County.

With a favorable report.

H. B. 562, a bill to be entitled An act to provide for the distribution of profits from alcoholic beverage control stores in Greene County.

With a favorable report.

H. B. 566, a bill to be entitled An act to authorize, empower, and direct the Board of County Commissioners of New Hanover County to expend money for the development of the Port of Wilmington, North Carolina.

With a favorable report.

S. B. 175, a bill to be entitled An act to reduce the rate of interest on tax sales certificates issued or to be issued by Swain County or any municipality therein from 8 per cent to 6 per cent per annum.

With a favorable report.

H. B. 459, a bill to be entitled An act to amend Chapter 81, Public Laws of 1927, as amended, the same being An Act to provide for the issuance of bonds and notes of counties, and for property taxation for the payment thereof, with interest.

With a favorable report.

H. B. 575, a bill to be entitled An act to amend Chapter 450 of the Public Laws of 1935, as amended, relating to issuance of school district refunding and funding bonds.

With a favorable report.

H. B. 574, a bill to be entitled An act to amend Committee substitute for House Bill 11, entitled, "A bill to be entitled An act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session 1939" ratified the 28th day of February 1941.

With a favorable report.

H. B. 244, a bill to be entitled An act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

With a favorable report, as amended.

H. B. 192, a bill to be entitled An act to amend Chapter 310, Public Laws of 1939, known as the Machinery Act of 1939, with reference to quadrennial assessment of real property.

With a favorable report, as amended.

S. B. 106, a bill to be entitled An act to provide for an adequate time in which to market agricultural products by exempting the same from taxation for the year following the year in which grown.

With a favorable report, as amended.

H. B. 183, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, so as to exempt non-stock, non-profit, charitable hospitals from taxation.

With unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 254, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, to provide for the partial exemption of homesteads from taxation.

With an unfavorable report.

H. R. 528, a joint resolution proposing an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Penland, for the Committee on Engrossed bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed and ask that they be sent to the Senate.

It is so ordered.

H. B. 163, a bill to be entitled An act to amend Section 157 Consolidated Statutes of North Carolina, relative to commissions allowed representatives.

H. B. 239, a bill to be entitled An act to require Justices of the Peace to furnish surety bond conditioned upon proper accounting of funds coming into their hands.

H. B. 229, a bill to be entitled An act to provide for the liquidation of the State Dry Cleaners Commission.

H. B. 398, a bill to be entitled An act to appoint a Mayor and Board of Commissioners in the Town of Bath and authorize the election of their successors.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Hatch, Allen, Arch T., Allen, J. Leroy, Pollard, Richardson, and Cohoon: H. R. 596, a joint resolution empowering the Governor of North Carolina to appoint a special commission for the purpose of studying a merit system for State employees.

Referred to Committee on Judiciary No. 2.

By Messrs. Stone and Garrett: H. B. 597, a bill to be entitled An act to authorize and require the State Highway and Public Works Commission to classify and establish a standard of salaries and wages for its employees and to put the same into effect.

Referred to Committee on Roads.

By Mr. Pitman of Avery: H. B. 598, a bill to be entitled An act to provide for the election of the Tax Collector of Avery County by a vote of the people.

Referred to Committee on Elections and Election Laws.

And

H. B. 599, a bill to be entitled An act to amend the Charter of the Town of Elk Park in Avery County, North Carolina, providing for the election of a Mayor and five Commissioners for a term of two years.

Referred to Committee on Counties, Cities and Towns.

By Mr. Richardson: H. B. 600, a bill to be entitled An act to validate the acts of three commissioners of the Town of Waxhaw, to validate a water and sewer bond issue of said town in the sum of \$50,000 and to amend Chapter 57 of the Private Laws of 1919, providing for three Town Commissioners in lieu of five.



On motion of Mr. Richardson, the bill is placed on the Calendar.

By Mr. Kearney: H. B. 601, a bill to be entitled An act to validate certain bonds heretofore issued by Franklinton Township, Youngsville Township, and Louisburg Township, all in Franklin County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Mr. Watkins: H. B. 602, a bill to be entitled An act to enlarge the corporate limits of the City of Henderson.

Referred to Committee on Counties, Cities and Towns.

By Mr. Darden: H. B. 603, a bill to be entitled An act to place the Clerk of the Superior Court and the Register of Deeds of Washington County on a salary.

Referred to Committee on Salaries and Fees.

And

H. B. 604, a bill to be entitled An act to provide that the office of Prosecuting Attorney of the Recorder's Court of Washington County be an elective office.

Referred to Committee on Elections and Election Laws.

By Dr. Thurston: H. B. 605, a bill to be entitled An act to ratify the action of the governing body of the Town of Taylorsville in selling certain real property in said municipality.

On motion of Dr. Thurston, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Pases its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Boswood: H. B. 606, a bill to be entitled An act to authorize the Board of County Commissioners of Currituck County to appoint a Deputy Sheriff for Poplar Branch Township in Currituck County.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 607, a bill to be entitled An act to prohibit the taking or removing of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound in Currituck County.

Referred to Committee on Conservation and Development.

And

H. B. 608, a bill to be entitled An act authorizing the Board of Education of Currituck County to convey certain property known as Powell's Point School property.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Rogers of Polk, Pollard, Jarvis, Burgin, Pritchett of Caldwell, Garrett, Gass, Darden, Merritt, Austin, Davis of Hyde, Penland, Story, Fouts, Withrow, and Moore of Wilson: H. B. 609, a bill to be entitled An act to adopt an official State Flower for the State of North Carolina.

Referred to Committee on Conservation and Development.

By Messrs. Allen, Arch T., Allen, J. Leroy, and Hatch: H. B. 610, a bill to be entitled An act to amend Committee substitute for H. B. 11, entitled "A bill to be entitled An Act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of 1939," ratified the 28th day of February, 1941.

Referred to Committee on Finance.

By Mr. Pearsall: H. B. 611, a bill to be entitled An act to amend Chapter 307 of the Public Laws of 1939, relating to the registration and sale of canned dog foods.

Referred to Committee on Agriculture.

By Messrs. Caveness and Moore of Guilford: H. B. 612, a bill to be entitled An act to authorize the creation of Fire Protection Districts in rural areas in Guilford County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Edwards of Swain: H. B. 613, a bill to be entitled An act making the County Accountant of Swain County the Tax Collector of said County.

On motion of Mr. Edwards the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Senter: H. B. 614, a bill to be entitled An act to prohibit the manufacture and sale of beer and wine within certain limits of churches in Stewart's Creek Township, Harnett County.

Referred to Committee on Propositions and Grievances.

By Mr. Moore of Wilson: H. B. 615, a bill to be entitled An act to prohibit the storage of junked automobiles and parts within residential areas of the town of Wilson, North Carolina.

On motion of Mr. Moore the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Whitener, by request: H. B. 616, a bill to be entitled An act to authorize and enable counties in North Carolina and incorporated municipalities within such counties to enter into contracts together for the joint performance of certain governmental functions in order to effect economy and efficiency and to promote greater conveniences to citizens in the operation of various governmental functions now performed by such counties and municipalities separately.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Jarvis and Reynolds: H. B. 617, a bill to be entitled An act relative to the appointment of a School Board for the Asheville Local Tax School District.

Referred to Committee on Education.

By Messrs. Jarvis and Winkler: H. B. 618, a bill to be entitled An act to amend Section 5124 of the Consolidated Statutes of North Carolina relating to tobacco warehouse commissions.

Referred to Committee on Finance.

By Messrs. Jarvis and Reynolds: H. B. 619, a bill to be entitled An act to amend Chapter 239 of the Public-Local Laws of 1939, relating to Buncombe County Jury Commission.

Referred to Committee on Judiciary No. 1.

And



H. B. 620, a bill to be entitled An act to authorize the City of Asheville and the County of Buncombe jointly to maintain a police radio and identification bureau and to create a commission to administer these activities.

Referred to Committee on Judiciary No. 1.

By Mr. Bridger: H. B. 621, a bill to be entitled An act to place the Sheriff of Bladen County on a salary basis.

Referred to Committee on Salaries and Fees.

By Mr. Pritchett of Bertie: H. B. 622, a bill to be entitled An act to fix the term of office of the Judge and prosecuting attorney of the Recorder's Court of Bertie County and to provide for the election of the same, and to fix the dates for holding the terms of said court.

Referred to Committee on Salaries and Fees.

And

H. B. 623, a bill to be entitled An act to regulate the use of loud speakers, amplifying systems, and public address systems in the City of Colerain in Bertie County, or within a radius of one-half of a mile of the corporate limits thereof.

Referred to Committee on Propositions and Grievances.

By Mr. Thurston: H. B. 624, a bill to be entitled An act to amend Consolidated Statutes 2688, Volume 1, 1919, relating to the sale of municipal property.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Carlyle, Gobble, and Gass: H. B. 625, a bill to be entitled An act to permit the destruction of surrendered County bonds.

Referred to Committee on Finance.

And

H. B. 626, a bill to be entitled An act to permit the destruction of surrendered bonds of a city or town.

Referred to Committee on Finance.

By Mr. Pickens: H. B. 627, a bill to be entitled An act relating to special assessments levied by the City of High Point.

Referred to Committee on Judiciary No. 1.

By Mr. Bryant: H. B. 628, a bill to be entitled An act relating to the manner of execution of conveyances by corporations owned by the United States Government.

Referred to Committee on Finance.

By Mr. Moore of Jackson: H. B. 629, a bill to be entitled An act to fix the salary of the Judge of the Juvenile Court of Jackson County.

Referred to Committee on Salaries and Fees.

By Mr. McLaughlin: H. B. 630, a bill to be entitled An act to establish as a wild bird sanctuary the City of Statesville within its entire corporate limits.

On motion of Mr. McLaughlin the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Mr. Pritchett of Caldwell: H. B. 631, a bill to be entitled An act to prohibit the sale of beer, ale, wine or other intoxicants in the Town of Collettsville in Caldwell County or within a radius of one-half mile of any Church or school in said town.

On motion of Mr. Pritchett, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ruark: H. B. 632, a bill to be entitled An act to validate the election for officers of the town of Shallotte, to validate all proceedings taken for the issuance of \$17,000 water and sewer bonds of said town of Shallotte, to validate said bonds, and to provide for the levy and collection of a tax for the payment thereof.

On motion of Mr. Ruark, the bill is placed on the Calendar.

By Messrs. Poole and Bryant: H. B. 633, a bill to be entitled An act to amend House Bill No. 11, being the amendatory Revenue Act of 1941, and to provide for the printing in one compilation of the Revenue Act of 1939 and of the amendments and supplements thereto.

Referred to Committee on Finance.

By Mr. Galloway, by request: H. B. 634, a bill to be entitled An act for the preservation and conservation of wild plants.

Referred to Committee on Conservation and Development.

By Messrs. Garrett, Stone, and Bridger: H. R. 635, a joint resolution authorizing and directing the Commissioner of Motor Vehicles of the State of North Carolina to study laws providing for the periodic inspection of motor vehicles and to report to the next General Assembly.

Referred to Committee on Roads.

By Messrs. Everett, Penland, Pearsall, Banks, Darden, Ward, Abernathy of Nash, Blalock, and Stoney: H. B. 636, a bill to be entitled An act to provide appropriation for forestry research and extension work.

Referred to Committee on Appropriations.

By Messrs. Quinn, Poole, and Boswood: H. B. 637, a bill to be entitled An act to repeal Chapter 339 of the Public Laws of 1903, Chapter 267 of the Public Laws of 1905, and Chapter 242 of the Public Laws of 1917, as amended by Chapter 286 of the Public Laws of 1939.

Referred to Committee on Agriculture.

By Mr. Winkler: H. B. 638, a bill to be entitled An act relating to the districting and appointment of the Board of Education in Watauga County.

On motion of Mr. Winkler, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 140, a bill to be entitled An act to authorize the incarceration of persons pending the determination of their insanity, when it shall appear by affidavit or otherwise that such person's condition endangers either himself or others.

Referred to Committee on Health.



S. B. 193, a bill to be entitled An act to regulate the fees of certain officers in Stokes County.

Referred to Committee on Salaries and Fees.

S. B. 208, a bill to be entitled An act authorizing the County Board of Education of Sampson County to convey certain property to the Town Commissioners of Salemburg.

Referred to Committee on Counties, Cities and Towns.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER,

March 3, 1941.

*Mr. Speaker:*

Pursuant to your request the Senate is returning herewith H. B. 447, entitled "A bill to be entitled An act to authorize the County Commissioners of Halifax County, in their discretion and after a public hearing, to expend or lend surplus funds for the repair of dikes on the Roanoke River damaged by the flood in August, 1940," for further consideration by your Honorable Body.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*

On motion of Mr. Allsbrook, the vote by which the bill passed its second and third reading is reconsidered and the bill is placed on today's Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 540, a bill to be entitled An act to amend the Charter of the Town of Wilson, North Carolina, to increase the number of wards; to modify the boundaries of the wards; and to change the compensation of the Commissioners.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 457, a bill to be entitled An act to revise and consolidate the Charter of the Town of Jonesboro.

On motion of Mr. Horner of Lee, the Committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 475, a bill to be entitled An act to amend Chapter 168, Private Laws of 1887, Charter of the Town of Roxboro.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 461, a bill to be entitled An act to amend Chapter 185 of the Private Laws of 1909, as amended by Chapter 166 of the Private Laws of 1929, relating to the tax rate in the Town of Kenly.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards



of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 463, a bill to be entitled An act to describe and define the limits and boundaries of the Town of Newton, in Catawba County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 492, a bill to be entitled An act to amend the Charter of the Town of Plymouth.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Um-

stead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 503, a bill to be entitled An act to change the corporate limits of the Town of Carolina Beach.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 508, a bill to be entitled An act to validate a special tax levy of Sampson County for repairs to jail and other county buildings.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 517, a bill to be entitled An act validating township and road district debt in Madison County and to provide for assuming and refunding said debt by Madison County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle,



Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 522, a bill to be entitled An act to authorize the levy of taxes by the Town of Creswell, for debt service.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 526, a bill to be entitled An act to supplement Chapter 32 of the Public-Local Laws of 1935, as amended, relating to the Port Commission of Southport and Brunswick County, conferring additional powers upon such Commission relating to the development of port facilities, to the construction of a naval repair base, and to the financing thereof.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens,



Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 529, a bill to be entitled An act authorizing the Board of Commissioners of Granville County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 548, a bill to be entitled An act to authorize the governing body of the Town of Biltmore Forest to establish a sinking fund to pay and retire outstanding bonds.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.



H. B. 570, a bill to be entitled An act to amend Chapter 219 of the Private Laws of 1911, relating to the Charter of the Town of Smithfield.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

S. B. 123, a bill to be entitled An act to repeal Chapter 195 of the Private Laws of 1929 relative to the issuance of bonds by the Towns of Mooresville and Newton.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

S. B. 126, a bill to be entitled An act authorizing the Board of Commissioners of Swain County to levy special taxes for the expenses of offices of County accountant and farm demonstration agent.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain,



Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

S. B. 157, a bill to be entitled An act to amend the Charter of the City of Gastonia, North Carolina, so as to extend the corporate limits of said City.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bröwn, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

Committee substitute for H. B. 96, a bill to be entitled An act relating to the granting of insurance benefits by Fraternal Benefit Societies on the lives of its members.

For concurrence in Senate amendment.

On motion of Mr. Caveness the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 219, a bill to be entitled An act to amend Chapter 456 of the Public Laws of 1935, and amendments thereto, known as the Housing Authorities Law, relating to the creation of housing authorities to engage in slum clearance and projects to provide dwelling accomodations for persons of low income (including farmers of low income) and to define their powers.

For concurrence in Senate amendment.

On motion of Mr. Ward the House concurs in the Senate Amendment, and the bill is ordered enrolled.

H. B. 111, a bill to be entitled An act to amend Section 7, Chapter 100, of the Public Laws of North Carolina, 1927, relating to the powers of sanitary districts.

Passes its second reading by the following vote and remains on the Calendar.



Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

Committee substitute for H. B. 193, a bill to be entitled An act to provide for the registration and protection of the labels, trade-marks, terms, designs, devices and forms of advertisement of associations and unions of working-men, to prevent the unauthorized use thereof, and fixing penalties for violation of this Act.

On motion of Mr. Merritt the Committee substitute bill is adopted.

On motion of Mr. Burns consideration of the bill is deferred until Tuesday, March 4, 1941.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

On motion of Mr. Rogers of Polk the bill is recommitted to the Committee on Conservation and Development.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws 1935 being An Act to prevent rabies in the State of North Carolina.

Mr. Rogers of Macon offers an amendment, which is adopted.

On motion of Mr. Weeks consideration of the bill is postponed until Tuesday, March 4, 1941.

H. B. 490, a bill to be entitled An act to re-enact Chapter two of the Public Laws of the State of North Carolina, Extra Session of 1938, authorizing counties, cities, towns and sanitary districts to issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment and extension of revenue-producing undertakings.

On motion of Mr. Taylor of Wayne the bill is recommitted to the Committee on Finance.

H. B. 447, a bill to be entitled An act to authorize the County Commissioners of Halifax County, in their discretion and after a public hearing, to expend or lend surplus funds for the repair of dikes on the Roanoke River, damaged by the flood of August, 1940.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle,



Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

H. B. 63, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, prohibiting the towing of motor vehicles over the highways of this State except in certain instances.

On motion of Mr. Uzzell the Committee amendment is adopted.

Several members offer amendments, which fail of adoption.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. R. 305, a joint resolution authorizing the Governor of the State of North Carolina to appoint a Commission composed of nine members to inquire into the feasibility of increasing the number of Judicial Districts in the State of North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 330, a bill to be entitled An act to amend Consolidated Statutes 1667 so as to permit Alimony without divorce to be obtained by counterclaim or cross-action as well as by independent action.

On motion of Mr. LeGrand consideration of the bill is deferred until Tuesday, March 4, 1941.

H. B. 331, a bill to be entitled An act to amend Section 1663 of the Consolidated Statutes of 1919, relating to alimony.

Passes its second reading.

Mr. Carlyle objects to the third reading and the bill remains on the Calendar.

H. B. 334, a bill to be entitled An act to authorize the North Carolina Cape Hatteras Seashore Commission to condemn land for national seashore purposes according to the procedure contained in the Public Works Eminent Domain Law, the same being Chapter 470 of the Public Laws of 1935.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 337, a bill to be entitled An act to permit the State School Commission to operate the school busses one day prior to the opening of the public school term for the purpose of organizing the school and promoting efficiency of the operation of the same.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 356, a bill to be entitled An act to amend Consolidated Statutes 108, Volume 1, 1919, relating to the cost of gravestones which may be erected by executors or administrators of estates.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 359, a bill to be entitled An act to place every person in North Carolina, who has attained the age of 65 years, on a Pension Roll.

On motion of Mr. Kerr the bill is recommitted to the Committee on Appropriations.

H. B. 361, a bill to be entitled An act to amend Chapter 136 of the Public Laws of 1917, relating to municipal corporations.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 383, a bill to be entitled An act to set up a fund for the construction of all weather secondary roads in North Carolina.

On motion of Mr. Umstead the Committee substitute bill is adopted.

On motion of Mr. Pickens the bill is recommitted to the Committee on Appropriations.

H. B. 386, a bill to be entitled An act to amend Section 1789 of Volume 1 of the Consolidated Statutes of North Carolina of 1919, relating to itemized and verified accounts as evidence.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 390, a bill to be entitled An act to amend Section 593 and Section 597 (b) of Volume 3 of the Consolidated Statutes of North Carolina, and to repeal Section 597 (c) of Volume 3 of the Consolidated Statutes of North Carolina, relating to judgments.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 404, a bill to be entitled An act to amend Chapter 57 Public Laws 1937, relating to the appointment of County electrical inspectors.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

On motion of Mr. Bryant, the House adjourns and will meet tomorrow at 11:30 A.M.

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## FORTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
TUESDAY, March 4, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Darden, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

On motion of Mr. Uzzell, Anne Cohoon, daughter of Representative Cohoon of Tyrrell County, is made an Honorary Pagette of the House.

On motion of Mr. Whitener, Susan Smith and Ann Taylor Webb, of Cleveland County, are made Honorary Pagettes of the House.

On motion of Mr. Whitener, Thomas Paul Webb, III, of Cleveland County, is made an Honorary Page of the House.

Courtesies of the floor are extended to Honorable Matt H. Allen, Honorable A. Y. Kerr, and Honorable S. B. Frink, former members of the General Assembly.

On motion of Mr. Halstead, H. B. 627, a bill to be entitled An act relating to special assessments levied by the City of High Point, is taken from the Committee on Judiciary No. 1 and recommitted to the Committee on Judiciary No. 2.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Wallace of Johnston, for the Committee on Trustees of the University.

H. B. 579, a bill to be entitled An act to make all former living Governors of the State of North Carolina, honorary members of the Board of Trustees of the University of North Carolina.

With a favorable report.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 385, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1935, relative to the rental system for textbooks used in the public schools of the State.

With a favorable report.

H. B. 561, a bill to be entitled An act to increase the compulsory school attendance age in Gaston County.

With a favorable report.

By Mr. Vogler, for the Committee on Counties, Cities and Towns.

H. B. 551, a bill to be entitled An act to amend Chapter 209 of the Private Laws of 1907, relating to the Charter of the City of Rocky Mount, as amended, to provide for correcting, adjusting and compromising delinquent taxes and assessments.

With a favorable report.

H. B. 583, a bill to be entitled An act to provide for the payment of transportation cost incurred by cities and towns in Moore County in transporting prisoners from such cities and towns to the county seat.

With a favorable report.

H. B. 582, a bill to be entitled An act to amend Chapter 291 of the Private Laws of 1909, consolidating the Charter of the Town of Marion, relative to manner and time in which claims may be filed against said town.

With a favorable report.

H. B. 589, a bill to be entitled An act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

With a favorable report.

H. B. 599, a bill to be entitled An act to amend the Charter of the Town of Elk Park in Avery County, North Carolina, providing for the election of a mayor and five commissioners for a term of two years.

With a favorable report.



H. B. 601, a bill to be entitled An act to validate certain bonds heretofore issued by Franklinton Township, Youngsville Township, and Louisburg Township, all in Franklin County, North Carolina.

With a favorable report.

H. B. 602, a bill to be entitled An act to enlarge the corporate limits of the City of Henderson.

With a favorable report.

H. B. 606, a bill to be entitled An act to authorize the Board of County Commissioners of Currituck County to appoint a Deputy Sheriff for Poplar Branch Township in Currituck County.

With a favorable report.

H. B. 608, a bill to be entitled An act authorizing the Board of Education of Currituck County to convey certain property known as Powell's Point School property.

With a favorable report.

H. B. 612, a bill to be entitled An act to authorize the creation of fire protection districts in rural areas in Guilford County.

With a favorable report.

H. B. 543, a bill to be entitled An act to amend the Machinery Act of 1939 exempting for a period of four years, real property acquired by counties, cities, townships or school districts, in foreclosure of tax liens.

With a favorable report.

S. B. 135, a bill to be entitled An act to authorize the Board of Education of Yadkin County to sell certain real property no longer necessary for school purposes to the Town of Yadkinville in Yadkin County.

With a favorable report.

S. B. 191, a bill to be entitled An act to provide a permanent Utilities Commission for the City of Greenville, in Pitt County, and to repeal Chapter 211 of the Private Laws of 1905, and amendments thereto, relating to the Water and Light Commission of the City of Greenville.

With a favorable report.

S. B. 208, a bill to be entitled An act authorizing the County Board of Education of Sampson County to convey certain property to the Town Commissioners of Salemburg.

With a favorable report.

H. B. 544, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

With a favorable report, as amended.

H. B. 418, a bill to be entitled An act prescribing the duties of the Auditor of Bladen County.

With an unfavorable report.

H. B. 419, a bill to be entitled An act creating the office of tax collector for Bladen County.

With an unfavorable report.

H. B. 417, a bill to be entitled An act relating to the meetings of the Board of Commissioners of Bladen County.

With an unfavorable report.

By Mr. Pickens, for the Committee on Judiciary No. 2.

S. B. 77, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1937, and Act amendatory thereof, relating to the State Board of Examiners

of Tile Contractors and the licensing of persons engaged in the tile contracting business.

With a favorable report.

S. B. 215, a bill to be entitled An act to fix the salaries of the Clerk of the Superior Court and Register of Deeds of Halifax County.

With a favorable report.

H. B. 391, a bill to be entitled An act regulating settlements for damages in personal injury cases.

With a favorable report.

H. B. 510, a bill to be entitled An act to authorize the Town of Lincolnton to sell certain real estate belonging to said town.

With a favorable report.

H. B. 525, a bill to be entitled An act to amend Chapter 330 of the Public-Local Laws of North Carolina of 1939, relative to the appointment of deputy sheriffs of Brunswick County.

With a favorable report.

H. B. 556, a bill to be entitled An act relating to the sale of certain land by the City of High Point.

With a favorable report.

H. B. 569, a bill to be entitled An Act to amend Chapter 649 of the Public-Local and Private Laws of 1937, relating to the wrongful use of milk bottles, crates, cans, and other containers of dairy products in Wake County.

With a favorable report.

H. B. 571, a bill to be entitled An act relating to foreclosure sales under deeds of trust.

With a favorable report.

H. R. 596, a joint resolution empowering the Governor of North Carolina to appoint a special commission for the purpose of studying a merit system for State employees.

With a favorable report.

H. B. 267, a bill to be entitled An act to amend Consolidated Statutes 1659, Volume 3, 1924, as amended, providing for absolute divorce on the grounds of incurable insanity of either party of the marriage contract.

With an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 373, a bill to be entitled An act to regulate the sale of dogs and to protect the rightful owners of the same.

With an unfavorable report.

H. B. 537, a bill to be entitled An act relative to officers making arrests in the Town of Walnut Cove in Stokes County.

With an unfavorable report.

By Mr. LeGrand, for the Committee on Constitutional Amendments.

H. B. 355, a bill to be entitled An act to amend Section 23 of Article IV of the Constitution of North Carolina, relating to solicitors.

With a favorable report.

By Mr. Moore of Wilson, for the Committee on Federal Relations.

H. R. 338, a joint resolution providing for a Declaration of the Federation of the World.

With a favorable report.

By Mr. Bost, for the Committee on Corporations.



H. B. 186, a bill to be entitled An act to amend Section 1182 of the Consolidated Statutes with reference to the voluntary dissolution of corporations.

With a favorable report.

H. B. 191, a bill to be entitled An act to require railroad carriers to equip trainmen engaged in switching and train movements in intrastate commerce with electric hand lanterns, to prohibit the use of oil lanterns, and to provide a penalty for violations thereof.

With an unfavorable report.

By Mr. Rogers of Polk, for the Committee on Conservation and Development.

H. B. 272, a bill to be entitled An act to amend Section 3 of Chapter 57 of the Public Laws of 1927, relating to the Board of Conservation and Development.

With a favorable report.

On motion of Mr. Rogers of Polk consideration of the bill is deferred indefinitely.

H. B. 275, a bill to be entitled An act to provide control of the importation of wild animals into North Carolina.

With a favorable report.

H. B. 607, a bill to be entitled An act to prohibit the taking or removing of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound in Currituck County.

With a favorable report.

H. B. 609, a bill to be entitled An act to adopt an Official State Flower for the State of North Carolina.

With a favorable report.

H. B. 634, a bill to be entitled An act for the preservation and conservation of wild plants.

With a favorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 619, a bill to be entitled An act to amend Chapter 239 of the Public Local Laws of 1939, relating to Buncombe County Jury Commission.

With a favorable report.

H. B. 620, a bill to be entitled An act to authorize the City of Asheville and the County of Buncombe jointly to maintain a police radio and identification bureau and to create a commission to administer these activities.

With a favorable report.

S. B. 65, a bill to be entitled An act to amend Chapter 314, Public Laws of 1939, pertaining to issuance of marriage license.

With a favorable report.

#### SPECIAL REPORT OF THE RULES COMMITTEE

*Mr. Speaker:*

Your Committee on Rules, having met on yesterday, recommends the following changes in House Rules for the Session of 1941:

1. That Rule No. 52 of the House read, in its entirety, as follows:

"All bills and resolutions shall, upon their introduction, be referred by the Speaker, without suggestion from the introducer, to the appropriate Committee. No bills shall be withdrawn from the Committee to which referred except upon motion duly made and carried by a two-thirds vote."

2. That Rule No. 65 of the House be amended by striking out the first sentence thereof, and inserting in lieu thereof, the following:

"When a bill shall be reported by a Committee with a recommendation that it be not passed, but accompanied by a minority report, the question before the House shall be 'The Adoption of the minority report,' and if failing to be adopted by a two-thirds vote, the bill shall be placed upon the unfavorable Calendar."

We respectfully present this report for adoption by the House.

Respectfully submitted,

J. A. BRIDGER, *Chairman.*

On motion of Mr. Bridger the above report was adopted.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Hatch, Allen, Arch T., and Allen, J. Leroy: H. B. 639, a bill to be entitled An act to amend Section 3923 of the Consolidated Statutes of North Carolina, relating to fees of Justices of the Peace in Wake County.

Referred to Committee on Salaries and Fees.

By Mr. Honeycutt: H. B. 640, a bill to be entitled An act to abolish markers in general elections in Sampson County, by amending Section 26 and Section 27 of Chapter 164 of the Public Laws of 1929, as amended.

Referred to Committee on Elections and Election Laws.

And

H. B. 641, a bill to be entitled An act to amend Chapter 159, Public Laws of 1939, by making absentees voting inapplicable to the election of county and township officials in Sampson County.

Referred to Committee on Elections and Election Laws.

By Mr. Pitman of Avery: H. B. 642, a bill to be entitled An act to repeal Chapter 263 of the Public Laws of 1937, relating to the nomination of Democratic candidates for office in Avery County.

Referred to Committee on Elections and Election Laws.

By Mr. Banks: H. B. 643, a bill to be entitled An act to extend the time of final meeting of Jones County Board of Equalization and Review.

On motion of Mr. Banks the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and ordered sent to the Senate without engrossment.

By Mr. Pickens: H. B. 644, a bill to be entitled An act to amend Consolidated Statutes 1443, Volume 3, 1924, as amended, relating to terms of the Superior Courts in this State, and to provide for terms of the Superior Court in cities other than the county seat whose population is in excess of 35,000 inhabitants.

Referred to Committee on Judiciary No. 2.

By Mr. Kellum: H. B. 645, a bill to be entitled An act to amend Chapter 280 of the Private Laws of 1891, to enlarge the corporate limits of the Town of Jacksonville.

Referred to Committee on Counties, Cities and Towns.



By Mr. Davis of Dare: H. B. 646, a bill to be entitled An act to amend Chapter 135 of the Public Laws of 1935, relating to the taking of aquatic plant food and other waterfowl food growing in the waters of North Carolina.

Referred to Committee on Conservation and Development.

By Mr. Pritchett of Caldwell: H. B. 647, a bill to be entitled An act to regulate the use of absentee ballots in Caldwell County.

Referred to Committee on Elections and Election Laws.

By Messrs. Davis of Hyde and Ross: H. B. 648, a bill to be entitled An act requiring the registration of trade-marks with the Secretary of State, fixing the registration fees, and providing for the distribution of such registration by the Local Government Commission among the Counties of the State for the purpose of equalizing the tax levies for bonded indebtedness of the various counties, incurred prior to January 1, 1931.

Referred to Committee on Finance.

By Mr. Williams: H. B. 649, a bill to be entitled An act to amend Chapter 460 of the Public-Local Laws of 1933, relating to the election of County Commissioners in Pasquotank County.

On motion of Mr. Williams the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Messrs. Wallace of Lenoir, Blalock, Stone, Moore of Wilson, and Wooten: H. B. 650, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, so as to provide certain benefits of the Workmen's Compensation Act for prisoners injured while engaged in highway work.

Referred to Committee on Roads.

By Mr. Bryant: H. B. 651, a bill to be entitled An act to authorize cities, towns and counties to make appropriations for the acquisition, maintenance and repair of buildings to house existing joint city and county health departments.

Referred to Committee on Finance.

By Messrs. Jarvis and Reynolds: H. B. 652, a bill to be entitled An act to amend Section 4516 of Consolidated Statutes of North Carolina, as amended by Chapter 226, Public Laws of 1937, with reference to fees allowed counsel assigned to defendant in capital cases.

Referred to Committee on Judiciary No. 1.

By Mr. Merritt: H. B. 653, a bill to be entitled An act to amend the Charter of the City of Hickory.

Referred to Committee on Counties, Cities and Towns.

By Mr. Davis of Hyde: H. B. 654, a bill to be entitled An act to repeal Chapter 48, Private Laws of 1913, entitled An act to incorporate the Town of Engelhard, Hyde County, as amended by Chapter 15, Private Laws, Extra Session 1913, to levy taxes to pay indebtedness of said town and to provide an election thereon.

On motion of Mr. Davis of Hyde the bill is placed on the Calendar.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 201, a bill to be entitled An act to amend Chapter 10, Public-Local Laws of 1933, relating to the power of the Commissioners of Robeson County to fix the compensation of the Clerk of the Superior Court and Register of Deeds.

For concurrence in the Senate amendment.

On motion of Mr. Pitman of Robeson, the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 264, a bill to be entitled An act to repeal Chapter 239 of the Public Laws of 1937, relative to the organization and management of Mutual Burial Associations, and to provide for supervision thereof.

For concurrence in Senate amendment.

On motion of Mr. Dobson, the House concurs in the Senate amendment, and the bill is ordered enrolled.

S. B. 170, a bill to be entitled An act to repeal Chapter 75 of the Public-Local Laws of 1924, Extra Session, relative to the issuance of bonds by the County of Franklin or the Town of Louisburg.

Referred to Committee on Finance.

S. B. 192, a bill to be entitled An act to amend Chapter 477 of the Private Laws of 1937, relating to the Charter of the City of Greenville in Pitt County.

Referred to Committee on Counties, Cities and Towns.

Senate substitute for H. B. 358, a bill to be entitled An act to amend Chapter 387 of the Public Laws of 1935, regulating the practice of veterinary surgery in Cleveland County.

For consideration of Senate substitute.

On motion of Mr. Withrow the rules are suspended, the Senate Committee substitute bill is adopted.

Passes its second and third readings and is ordered enrolled.

S. B. 225, a bill to be entitled An act to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Cumberland County.

Referred to Committee on Courts and Judicial Districts.

S. B. 227, a bill to be entitled An act to empower the governing body of the City of Gastonia to relieve churches from paving assessments.

Referred to Committee on Finance.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 447, a bill to be entitled An act to authorize the County Commissioners of Halifax County, in their discretion and after a public hearing, to expend or lend surplus funds for the repair of dikes on the Roanoke River damaged by flood in August, 1940.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook,



Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 457, a bill to be entitled An act to revise and consolidate the Charter of the Town of Jonesboro.

Passes its third reading, as amended, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 461, a bill to be entitled An act to amend Chapter 185 of the Private Laws of 1909, as amended by Chapter 166 of the Private Laws of 1929, relating to the tax rate in the Town of Kenly.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz,



LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108. \*

Those voting in the negative are: None.

H. B. 463, a bill to be entitled An act to describe and define the limits and boundaries of the Town of Newton, in Catawba County.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 475, a bill to be entitled An act to amend Chapter 168, Private Laws of 1887, Charter of the Town of Roxboro.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of



Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 492, a bill to be entitled An act to amend the Charter of the Town of Plymouth.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 503, a bill to be entitled An act to change the corporate limits of the Town of Carolina Beach.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 508, a bill to be entitled An act to validate a special tax levy of Sampson County for repairs to jail and other county buildings.



Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 517, a bill to be entitled An act validating township and road district debt in Madison County and to provide for assuming and refunding said debt by Madison County.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany; Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 526, a bill to be entitled An act to supplement Chapter 32 of the Public-Local Laws of 1935, as amended, relating to the Port Commission of Southport and Brunswick County, conferring additional powers upon such commission, relating to the development of port facilities, to the construction of a naval repair base and to the financing thereof.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.



Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 529, a bill to be entitled An act authorizing the Board of Commissioners of Granville County to levy special taxes for the expenses of offices of county accountant and farm demonstration agent.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 548, a bill to be entitled An act to authorize the governing body of the Town of Biltmore Forest to establish a sinking fund to pay and retire outstanding bonds.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards



of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellers, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 522, a bill to be entitled An act to authorize the levy of taxes by the Town of Creswell for debt service.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellers, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 570, a bill to be entitled An act to amend Chapter 219 of the Private Laws of 1911, relating to the Charter of the Town of Smithfield.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaugh-



lin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

S. B. 123, a bill to be entitled An act to repeal Chapter 195 of the Private Laws of 1929, relative to the issuance of bonds by the towns of Mooresville and Newton.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

S. B. 126, a bill to be entitled An act authorizing the Board of Commissioners of Swain County to levy special taxes for the expenses of offices of county accountant and farm demonstration agent.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of



Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

S. B. 157, a bill to be entitled An Act to amend the Charter of the City of Gastonia, North Carolina, so as to extend the corporate limits of said city.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 600, a bill to be entitled An act to validate the acts of three Commissioners of the Town of Waxhaw, to validate a water and sewer bond issue of said town in the sum of \$50,000.00 and to amend Chapter 57 of the Private Laws of 1919, providing for three town commissioners in lieu of five.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 632, a bill to be entitled An act to validate the election for officers of the Town of Shallotte, to validate all proceedings taken for the issuance of \$17,000, water and sewer bonds of said Town of Shallotte, to validate said



bonds, and to provide for the levy and collection of a tax for the payment thereof.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellers, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

S. B. 156, a bill to be entitled An act validating the proceedings authorizing and providing for the issuance of \$25,000 water and sewer bonds of the Town of Walstonburg.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellers, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 507, a bill to be entitled An act authorizing the transfer of certain assets to the general fund of Sampson County.

Passes its second and third readings, and ordered sent to the Senate without engrossment.

H. B. 520, a bill to be entitled An act to amend Chapter 343 of the Public Laws of 1929, so as to permit the establishment of a domestic relation court in Wake County.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 566, a bill to be entitled An act to authorize, empower and direct the Board of County Commissioners of New Hanover County to expend money for the development of the Port of Wilmington, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 539, a bill to be entitled An act to require milk distributors and milk processors to keep certain records and furnish certain reports to the Department of Agriculture, relating to milk and milk products distributed or sold by them.

On motion of Mr. Moore of Wilson the bill is recommitted to the Committee on Agriculture.

H. B. 562, a bill to be entitled An act to provide for the distribution of profits from alcoholic beverage control stores in Greene County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 567, a bill to be entitled An act to amend Chapter 418, Public Laws of 1935, as amended by Chapter 471, Public-Local Laws of 1937, by allotting a portion of the Alcoholic Beverage Fund to Wilmington port development.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 586, a bill to be entitled An act to amend Section 2806 (i) of the Consolidated Statutes of North Carolina so as to authorize municipalities in Davie County to fix and collect sewerage service charges.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 174, a bill to be entitled An act to amend Chapter 81 of the Public-Local Laws of 1935, relating to the adjustment of the bonded indebtedness and relief of taxpayers in Swain County.

Passes its second and third readings, and is ordered enrolled.

S. B. 175, a bill to be entitled An act to reduce the rate of interest on tax sales certificates issued or to be issued by Swain County or any municipality therein from 8 per cent to 6 per cent per annum.

Passes its second and third readings, and is ordered enrolled.

H. B. 111, a bill to be entitled An act to amend Section 7, Chapter 100, of the Public Laws of North Carolina, relating to the powers of sanitary districts.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, Mc-



Gowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws, 1935, being an Act entitled an Act to prevent rabies in the State of North Carolina.

Mr. Weeks offers an amendment, which is adopted.

Mr. Davis of Hyde offers an amendment, which is adopted.

Mr. Burns offers an amendment, which is adopted.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

H. B. 405, a bill to be entitled An act to amend Chapter 257, Public Laws of 1933, as amended, so as to provide for the issuance of funding and refunding bonds of local units other than counties, cities and towns pursuant to all of the provisions of the Local Government Act.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens,



Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

H. B. 459, a bill to be entitled An act to amend Chapter 81, Public Laws of 1927, as amended, the same being An Act to provide for the issuance of bonds and notes of counties, and for property taxation for the payment thereof, with interest.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

H. B. 495, a bill to be entitled An act to amend Chapter 324, Public Laws of 1933, known as "The North Carolina Fertilizer Law of 1933," as amended.

On motion of Mr. Pearsall the first amendment offered by the Committee is laid on the table.

Mr. Pearsall offers an amendment which is adopted.

Mr. Senter moves that further consideration of the bill be deferred until Wednesday, March 5, 1941, which motion fails to prevail.

Mr. Taylor of Wayne offers an amendment which is adopted.

On motion of Mr. Taylor of Wayne the second amendment offered by the Committee is laid on the table.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of



Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Ross, Ruark, Sellars, Senter, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—104.

Those voting in the negative are: None.

H. B. 575, a bill to be entitled An act to amend Chapter 450 of the Public Laws of 1935, as amended, relating to the issuance of school district refunding and funding bonds.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blacklock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Davis, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—102.

Those voting in the negative are: None.

S. B. 37, a bill to be entitled An act to amend Chapter 325 of the Public Laws of 1939, authorizing the issuance of bonds in the sum of \$600,000.00 to establish a sanatorium in Eastern North Carolina for the treatment of tuberculosis.

On motion of Mr. Kerr the Committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blacklock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story,



Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten and Worthington—102.

Those voting in the negative are: None.

S. B. 67, a bill to be entitled An act to provide hospitalization for highway accident cases.

On motion of Mr. Bryant consideration of the bill is deferred until Wednesday, March 5, 1941.

S. B. 101, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

On motion of Mr. Kerr the Committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blacklock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Davis, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten and Worthington—102.

Those voting in the negative are: None.

H. B. 331, a bill to be entitled An act to amend Section 1663 of the Consolidated Statutes of 1919, relating to alimony.

The bill fails to pass its third reading.

H. B. 137, a bill to be entitled An act to provide for leaves of absence without compensation for State and local officials absent from their duties by reason of military and naval service, protracted illness, or other causes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 183, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, so as to exempt non-profit, non-stock, charitable hospitals from taxation.

On motion of Mr. Ramsay the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 192, a bill to be entitled An act to amend Chapter 310, Public Laws of 1939, known as the Machinery Act of 1939, with reference to quadrennial assessment of real property.

The amendment offered by Mr. Austin is adopted.

Passes its second reading, as amended, and remains on the Calendar.



H. B. 193, a bill to be entitled An act to provide for the registration and protection of the labels, trade-marks, terms, designs, devices and forms of advertisement of associations and unions of workingmen, to prevent the unauthorized use thereof, and fixing penalties for violation of this Act.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 203. A Joint Resolution commending the North Carolina Delegation in the House of Representatives of the United States Congress for their support of the Lend-Lease Bill.

S. B. 22. An Act to regulate and fix terms of grand juries.

S. B. 138. An Act enabling the County of Guilford to establish an airport authority for the maintenance of airport facilities in the County of Guilford for the citizens of Greensboro, High Point, Guilford County and vicinity.

S. B. 150. An Act to repeal Chapter 60, Public-Local Laws of 1915, and Chapter 216, Public-Local Laws of 1927, and to require the Clerk of the Superior Court of Rockingham County to make out and publish a Calendar for the criminal terms of the Superior Court of said county.

S. B. 151. An Act to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to the hearing of certain cases at criminal terms of the Superior Court of Rockingham County.

S. B. 167. An Act creating the office of Tax Collector for Bladen County.

S. B. 168. An Act relating to the meetings of the Board of Commissioners of Bladen County.

S. B. 169. An Act prescribing the duties of the Auditor of Bladen County.

H. B. 22. An Act to clarify the exemption from supervision of municipally owned and operated public utilities.

H. B. 47. An Act to provide for the election of the Judge and Solicitor of the Richmond County Special County Court, to fix the salaries of such officers, and to provide a clerk for said court.

H. B. 85. An Act to provide a method for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the Statewide Primary Law.

H. B. 121. An Act to repeal Chapter 71, Private Laws of 1933, relating to the election of the Chief of Police of Morehead City.

H. B. 150. An Act to authorize the copying of the names of the registered electors in the precincts within the corporate limits of the City of Greensboro from the general election registration books and to make such electors eligible to vote in the municipal primary and election.

H. B. 175. An Act relating to the assignment of judgments.

H. B. 200. An Act to validate sales of land for taxes in the County of Robeson or any municipality or taxing district therein made during the years 1939 and 1940.

H. B. 210. An Act to provide for filing notices of candidacy and printing of ballots for municipal elections in the Town of Scotland Neck.

H. B. 220. An Act to declare valid and legal the creation and establishment of housing authorities, and all contracts, bonds, notes, agreements,



obligations, and undertakings of such housing authorities, and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

H. B. 221. An Act to authorize housing authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in National Defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize housing authorities to cooperate with or act as agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of housing authorities and of the Federal Government; to make obligations issued for such projects of housing authorities legal investments and security for deposits; and to declare valid all bonds, notes and obligations of housing authorities issued for projects heretofore undertaken to assure the availability of safe and sanitary dwellings for persons engaged in National Defense activities.

H. B. 223. An Act to amend Chapter 93 of the Consolidated Statutes of Volume 2, 1919, relating to building and loan associations, by inserting a new Section authorizing insured loans.

H. B. 226. An Act to amend Consolidated Statutes 5182 of Volume 2, 1919, as amended by Chapter 11 of the Public Laws of 1937, relating to the manner in which building and loan associations may make loans.

H. B. 227. An Act to amend Consolidated Statutes 5184 of Volume 2, 1919, as amended by Chapter 18 of the Public Laws of 1933, relating to the power of building and loan associations to borrow money.

H. B. 228. An Act to amend Consolidated Statutes 5177 of Volume 2, 1919, as amended by Chapter 107 of the Public Laws of 1931, as amended by Chapter 26 of the Public Laws of 1933, relating to reserve funds of building and loan associations.

H. B. 247. An Act to fix the salary of the County Accountant of Graham County.

H. B. 250. An Act to amend Chapter 28, Private Laws of 1925, revising the Charter of the City of Fayetteville relating to the Public Works Commission.

H. B. 273. An Act to provide clerical assistance for the Register of Deeds and Clerk of the Superior Court of Pender County.

H. B. 288. An Act to amend Chapter 532 of the Public-Local Laws of the Session of 1933, relating to free shows in Lincoln County.

H. B. 289. An Act to fix the salary and expense allowance of, and impose additional duties upon the Clerk of the Superior Court of Lincoln County.

H. B. 293. An Act to amend Chapter 210 of the Public-Local Laws of 1929 relating to fee to be paid for the seizure of stills in Avery County.

H. B. 297. An Act to amend Section 3907 of the Consolidated Statutes, relating to the fees to be charged by the Register of Deeds of Craven County.

H. B. 310. An Act to amend Chapter 152 of the Public-Local Laws of 1939, relating to the office of Tax Collector of Halifax County.

H. B. 311. An Act to amend Chapter 28 of the Public-Local Laws of 1931, relative to the compensation of the Tax Collector of Graham County.



H. B. 312. An Act to repeal Chapter 225 of the Public-Local Laws of 1939 relating to the Tax Collector of Graham County.

H. B. 316. An Act to enlarge the term of office of the Treasurer of Bertie County.

H. B. 317. An Act to provide for staggering the terms of County Commissioners in Catawba County, and to provide for the election of county commissioners for a period of four years, and further to extend the terms of County Commissioners Roland K. Bolick and H. E. Booth.

H. B. 324. An Act to submit to the voters of Sanford, North Carolina, a proposition to amend the Charter of the Town of Sanford, North Carolina, so as to make each member of the Board of Aldermen elective by all the voters of the town.

H. B. 350. An Act to provide for a special election for the issuance of bonds by the City of Charlotte to provide for the building, equipping and enlarging of the airports of the City of Charlotte and the levying of taxes thereon.

H. B. 351. An Act to amend Chapter 310 of the Public Laws of 1939, relating to the time of the meeting of the County Board of Equalization and Review in Wayne County.

H. B. 352. An Act to amend Section 960 of the Consolidated Statutes of Volume 1, 1919, with reference to unclaimed fees of jurors and witnesses paid to general fund of Wayne County.

H. B. 374. An Act providing for the fixing of the salary of the County Accountant of Brunswick County upon certification by the County Government Advisory Commissioner and appointment by the Governor.

H. B. 376. An Act to regulate the fees of certain witnesses in Moore County.

H. B. 381. An Act to amend Chapter 319 of the Public-Local Laws of 1939, relating to the collection of dog taxes in Hyde County.

H. B. 382. An Act to amend Chapter 20 of the Public-Local Laws of 1939.

H. B. 393. An Act to validate the abandonment by the Town of Beaufort, North Carolina, of a portion of Gordon Street in said town.

H. B. 409. An Act extending the jurisdiction of police officers of the Town of Marshville to a distance of one mile beyond the town limits in all directions.

H. B. 421. An Act fixing the fees which may be charged by the Register of Deeds of Alleghany County.

H. B. 426. An Act validating a new index and cross index system for real estate records from 1722 through 1924 in the office of the Register of Deeds for Bertie County.

H. B. 427. An Act relative to the listing, selling and foreclosure of unlisted taxes, payment of paving assessments and taxes, tax sales and foreclosures for the Town of Aulander, Bertie County, North Carolina.

H. B. 429. An Act repealing Chapter 192 of the Public-Local Laws of the Session of 1923, with reference to the salaries of certain employees of Alamance County, and repealing a part of Section 1, of Chapter 232, of the Public-Local Laws of the Session of 1935, with reference to the appointment of certain employees of Alamance County.

H. B. 438. An Act to amend the Charter of the City of Shelby.

H. B. 452. An Act to amend Chapter 105 of the Public-Local Laws of 1929, relating to the office of the Clerk of the Superior Court of Johnston County.

H. B. 472. An Act to prohibit the use of loud speakers, amplifying systems, and public address systems in the City of Lenoir in Caldwell County, or within a radius of one mile of the corporate limits thereof unless a permit is obtained authorizing such use.

H. B. 511. An Act to amend H. B. 99, Session of 1941, amending the County Fiscal Control Act applying only to Mecklenburg County.

H. B. 516. An Act to amend Section 3905, in so far as said Section applies to Cumberland County, to place the Coroner of Cumberland County on a salary basis and fix his compensation.

On motion of Mr. Abernathy of Nash, the House adjourns and will meet tomorrow at 11:30 A.M.

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### FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES,

WEDNESDAY, March 5, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Mr. A. Corey, of the Principal Clerk's office.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Mr. H. D. Burke of Alleghany County, former member of the House.

On motion of Mr. Worthington, W. I. Wooten, Jr., son of Representative Wooten of Pitt County, is made an Honorary Page of the House.

On motion of Mr. Worthington, Lillian Wooten, daughter of Representative Wooten of Pitt County, is made an Honorary Page of the House.

On motion of Mr. Jarvis, H. B. 618, a bill to be entitled An act to amend Section 5124 of the Consolidated Statutes of North Carolina relating to tobacco warehouse commissions, is recalled from the Committee on Appropriations and recommitted to the Committee on Agriculture.

On motion of Mr. Wallace of Lenoir, S. R. 159, a joint resolution to provide for a commission on Recodification of the North Carolina Statutes, is recalled from the Committee on Recodification and recommitted to the Committee on Appropriations.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Gass, for the Committee on Public Welfare.

H. B. 469, a bill to be entitled An act to amend Chapter 88 of the Consolidated Statutes of North Carolina, and to amend Chapter 319 of the Public Laws of 1937 amending said Chapter, relating to the powers of the State Board of Charities and Public Welfare and to the membership, appointment, and duties of county welfare boards and county superintendents of public welfare.

With a favorable report, as amended.



By Mr. Blalock, for the Committee on Public Buildings and Grounds.

S. B. 117, a bill to be entitled An act to provide for the care, operation and maintenance of the Public Buildings and Grounds of the State.

With a favorable report.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 371, a bill to be entitled An act to appoint trustees of the Tryon-Saluda Administrative School Unit.

With a favorable report, as amended.

H. B. 617, a bill to be entitled An act relative to the appointment of a school board for the Asheville Local Tax School District.

With a favorable report.

H. B. 460, a bill to be entitled An act to amend and supplement an Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, the same being Chapter 358 of the Public Laws of 1939.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

On motion of Mr. Allen, Arch T., the Committee substitute bill is adopted, constituting the first reading of the bill.

By Mr. Dobson, for the Committee on Insurance.

H. B. 546, a bill to be entitled An act to amend Chapter 392 of the Public Laws of 1933, creating a Building Code Council for North Carolina, by restricting and defining the authority of such Council and providing for appeals therefrom.

With a favorable report, as amended.

By Mr. Uzzell, for the Committee on Elections and Election Laws.

H. B. 553, a bill to be entitled An act to recall elections of any or all elected officials in the County of Guilford; and to set up machinery for the holding of such recall elections and the appointment of the successor, or successors, of such officials who may be recalled.

With a favorable report.

H. B. 598, a bill to be entitled An act to provide for the election of the Tax Collector of Avery County by a vote of the people.

With a favorable report.

H. B. 604, a bill to be entitled An act to provide that the office of Prosecuting Attorney of the Recorders Court of Washington County be an elective office.

With a favorable report.

H. B. 640, a bill to be entitled An act to abolish markers in general elections in Sampson County, by amending Section 26 and Section 27 of Chapter 164 of the Public Laws of 1929, as amended.

With a favorable report.

S. B. 113, a bill to be entitled An act to authorize the voters in the Albemarle special school tax district or unit, who live outside of the corporate limits of said town to vote in the primaries and elections for the election of school commissioners in said district.

With a favorable report.

S. B. 108, a bill to be entitled An act to amend Section 33 of Chapter 164, Public Laws of 1929, as amended, relating to hours during which polls shall remain open in primaries and elections.

With a favorable report, as amended.

H. B. 641, a bill to be entitled An act to amend Chapter 159, Public Laws of 1939, by making absentee voting inapplicable to the election of county and township officials in Sampson County.

With an unfavorable report.

H. B. 647, a bill to be entitled An act to regulate the use of absentee ballots in Caldwell County.

With an unfavorable report.

By Mr. Richardson, for the Committee on Unemployment Compensation.

H. B. 425, a bill to be entitled An act to amend Chapter 1, Public Laws 1936, Extra Session, as amended, known as the Unemployment Compensation Commission.

With a favorable report.

H. B. 501, a bill to be entitled An act to amend Chapter 1, of the Public Laws of the Extra Session 1936, as amended, known as the Unemployment Compensation Law, for the purpose of preserving unemployment benefit rights for individuals in the military service of the United States.

With a favorable report.

By Mr. Stone, for the Committee on Roads.

H. R. 339, a joint resolution requesting the State Highway and Public Works Commission to name the bridge over the Yadkin River between Crutchfield and Boonville the Dr. T. W. Shore Memorial Bridge.

With a favorable report.

H. B. 195, a bill to be entitled An act to amend Chapter 407, Public Laws of 1937, as to the definition of contract hauler vehicles.

With unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 211, a bill to be entitled An act to require the State Highway and Public Works Commission to construct and maintain roads, walkways, streets and driveways in and upon the property of all State supported institutions.

With an unfavorable report.

H. B. 302, a bill to be entitled An act to amend Section 52, Chapter 407 of the Public Laws of 1937 relating to fees for trailers towed by trucks.

With an unfavorable report.

By Mr. Quinn, for the Committee on Propositions and Grievances.

H. B. 410, a bill to be entitled An act to prohibit the manufacture and sale of intoxicating liquors in North Carolina and to provide for a State-wide vote on the proposition to prohibit the manufacture and sale of intoxicating liquors in North Carolina.

With a favorable report.

On motion of Mr. Quinn, the bill is recommitted to the Committee on Finance.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Vogler, McDougale and Tonissen: H. B. 655, a bill to be entitled An act to facilitate the listing and assessing of additions to buildings, new buildings, and appurtenances to real estate in Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Penland: H. B. 656, a bill to be entitled An act to authorize the extension of the Town limits of the Town of Hayesville, in Clay County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Gibbs: H. B. 657, a bill to be entitled An act providing for the appointment of a Court Reporter for Carteret County, North Carolina.

On motion of Mr. Gibbs, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Hughes of Mitchell: H. B. 658, a bill to be entitled An act to amend Chapter 53 of the Public Laws of 1931, to place the Treasurer-Tax Collector of Mitchell County on a fee basis.

Referred to Committee on Salaries and Fees.

By Mr. Johnson: H. B. 659, a bill to be entitled An act to amend Article 6 of Chapter 118 of the Consolidated Statutes relating to birth certificates and to certificates of identification for foundlings.

Referred to Committee on Health.

By Mr. Woods: H. B. 660, a bill to be entitled An act to require the closing of all filling stations and stores in Caswell County between the hours of 10 o'clock A.M. and 12 o'clock Noon on Sunday.

Referred to Committee on Propositions and Grievances.

By Messrs. Wooten and Worthington: H. B. 661, a bill to be entitled An act to amend Chapter 115 of the Private Laws of 1899, and all Acts amendatory thereto, known as the Charter of Greenville, in Pitt County, providing for an additional Alderman in the fifth ward.

On motion of Mr. Wooten, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Dobson, by request: H. B. 662, a bill to be entitled An act to amend Chapter 228, Public Laws 1935, entitled "An Act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write Workmen's Compensation Insurance in this State, and to provide for the administration thereof."

Referred to Committee on Insurance.

By Messrs. Morris and LeGrand: H. B. 663, a bill to be entitled An act for the relief of T. D. Sanford, former disabled police officer of the City of Wilmington.

On motion of Mr. Morris, the bill is placed on the Calendar.

And

H. B. 664, a bill to be entitled An act to appoint members of the Board of Trustees of the Police Pension Fund of Wilmington, North Carolina.

On motion of Mr. Morris, the bill is placed on the Calendar.

By Mr. Sikes: H. B. 665, a bill to be entitled An act to consolidate the office of Tax Attorney and County Attorney of Columbus County, and define the duties thereof.

On motion of Mr. Sikes, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

And

H. B. 666, a bill to be entitled An act to provide for the payment of salaries of teachers of vocational subjects of Columbus County.

Referred to Committee on Education.

And

H. B. 667, a bill to be entitled An act to fix the salary of the Assistant Clerk of the Superior Court of Columbus County.

Referred to Committee on Salaries and Fees.

And

H. B. 668, a bill to be entitled An act to create and establish a Bureau of Identification for the County of Columbus.

Referred to Committee on Judiciary No. 1.

And

H. B. 669, a bill to be entitled An act to amend Chapter 512 of the Public-Local Laws of 1933 fixing the salary of the Register of Deeds of Columbus County.

Referred to Committee on Salaries and Fees.

By Mr. Pitman of Avery: H. B. 670, a bill to be entitled An act to combine the office of Auditor or County Accountant with the office of Tax Supervisor, and to provide for the election of the Auditor of Avery County by a vote of the people.

Referred to Committee on Elections and Election Laws.

By Mr. Kearney: H. B. 671, a bill to be entitled An act authorizing the State Highway and Public Works Commission to furnish such equipment and facilities as may be necessary to aid towns and villages in the maintenance of the dirt streets in said towns and villages.

Referred to Committee on Roads.

By Messrs. Stone, Bridger, Horner of Granville, Johnson, Worthington, Umstead, Wallace of Lenoir, Austin, Garrett, Rogers of Macon, Cohoon, Tonissen, Cook, Sellars, Pitman, Abernathy of Nash, Kellum, McLaughlin, Wooten, and Taylor of Stokes: H. B. 672, a bill to be entitled An act to authorize and require the State Highway and Public Works Commission to classify and establish a standard of salaries and wages for its employees, and to put the same into effect, and providing for an increase in the salaries of employees receiving less than one hundred twenty-five dollars per month.

Referred to Committee on Roads.



By Mr. Rabb: H. B. 673, a bill to be entitled An act to amend Chapter 587 of the Public-Local Laws of 1939, relating to the compensation for the Chairman of the Board of County Commissioners for McDowell County.

Referred to Committee on Salaries and Fees.

By Mr. Gibbs: H. B. 674, a bill to be entitled An act to facilitate the collection of taxes and assessments in Carteret County and its subdivisions.

Referred to Committee on Finance.

By Mr. Brown: H. B. 675, a bill to be entitled An act relating to the operation of taxi cabs in the municipalities of Richmond County.

Referred to Committee on Propositions and Grievances.

By Mr. Cook: H. B. 676, a bill to be entitled An act amending An Act authorizing the Board of Commissioners of Cumberland County to appoint rural policemen for said County.

On motion of Mr. Cook, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Weeks, by request: H. B. 677, a bill to be entitled An act to amend Chapter 126 of the Private Laws of 1935, relating to the Trial Justice Court in the Town of Tarboro, in Edgecombe County.

On motion of Mr. Weeks, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Burt: H. B. 678, a bill to be entitled An act relating to fox hunting in Montgomery County.

Referred to Committee on Game.

By Messrs. LeGrand and Morris: H. B. 679, a bill to be entitled An act to permit the Board of Commissioners of New Hanover County to fix the salaries of certain officers and employees of said County.

Referred to Committee on Judiciary No. 1.

By Mr. Vogler: H. B. 680, a bill to be entitled An act to amend S. B. 133, Chapter 242, Public Laws of 1937, in regard to World War orphans.

Referred to Committee on Higher Education.

By Mr. Stoney: H. B. 681, a bill to be entitled An act for the establishment of a monument in the Town of Valdese to commemorate the founding of the Town of Valdese, and to perpetuate the memory of the early settlers.

Referred to Committee on Appropriations.

And

H. B. 682, a bill to be entitled An act to correct an error in conveying the armory lot in Morganton, North Carolina, to the State of North Carolina, and authorizing the reconveyance of said lot to the Town of Morganton, and the County of Burke.

Referred to Committee on Judiciary No. 1.

By Messrs. Merritt, Gobble and Stoney: H. R. 683, a joint resolution empowering the Governor to appoint a special commission for the purpose of

studying proposals to establish a training school for delinquent Negro girls in North Carolina.

Referred to Committee on Penal Institutions.

By Mr. Bridger: H. B. 684, a bill to be entitled An act to provide compensation for Aldermen of the Town of Bladenboro.

On motion of Mr. Bridger, the bill is placed on the Calendar.

And

H. B. 685, a bill to be entitled An act relating to the fees for officers who capture vehicles used in the unlawful transportation of liquor or other intoxicants.

On motion of Mr. Bridger the bill is placed on the Calendar.

And

H. B. 686, a bill to be entitled An act to validate the acts and proceedings of the Mayor and Aldermen of the Town of Bladenboro, relating to foreclosure of liens for taxes and street assessments.

Referred to Committee on Judiciary No. 1.

By Messrs. Uzzell and Ramsay: H. B. 687, a bill to be entitled An act to authorize and empower the City Council in the City of Salisbury and the Board of County Commissioners of the County of Rowan to contribute certain funds in the operation of the Chamber of Commerce of Salisbury, North Carolina.

On motion of Mr. Uzzell, the bill is placed on the Calendar.

By Messrs. Allen, Arch T., Allen J. Leroy and Hatch: H. B. 688, a bill to be entitled An act to compensate Arthur J. Furman for injuries sustained in wreck of State Prison trucks.

Referred to Committee on Appropriations.

And

H. B. 689, a bill to be entitled An act to authorize the issuance of \$60,000.00 revenue bonds for the North Carolina State College of Agriculture and Engineering of The University of North Carolina for the purpose of refunding the outstanding athletic stadium revenue bonds and payment of the outstanding indebtedness of the Athletic Department.

Referred to Committee on Appropriations.

By Mr. Hughes of Davidson: H. B. 690, a bill to be entitled An act to allow fishing for certain fish in certain portions of Yadkin River in Davidson County at any time.

Referred to Committee on Game.

By Mr. Weeks, by request: H. B. 691, a bill to be entitled An act to regulate the sale of wine in the Town of Tarboro, North Carolina.

On motion of Mr. Weeks, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Messrs. Worthington and Wooten: H. B. 692, a bill to be entitled An act to extend the corporate limits of the Town of Grifton, in Pitt County.

On motion of Mr. Worthington, the bill is placed on the Calendar.



By Mr. Galloway: H. B. 693, a bill to be entitled An act to authorize the use of official seals by Justices of the Peace in North Carolina.

Referred to Committee on Courts and Judicial Districts.

And

H. B. 694, a bill to be entitled An act for the aid of persons striving to set up a home for themselves upon a time-installment basis.

Referred to Committee on Insurance.

By Messrs. Bryant, Vogler, Morris, Umstead, Uzzell and Watkins: H. B. 695, a bill to be entitled An act to amend Chapter 390 of the Public Laws of 1939, providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense.

Referred to Committee on Counties, Cities and Towns.

By Mr. Whitener: H. B. 696, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Gastonia to provide for the building, equipping and enlarging of the airports of the City of Gastonia and the levying of taxes thereon.

On motion of Mr. Whitener, the bill is placed on the Calendar.

By Mr. Kerr: H. B. 697, a bill to be entitled An act to direct the Governor to appoint a commission to examine and study the whole program of studies, with special reference to vocational education, as now provided for in the elementary and secondary schools of the State and make recommendations with respect to same.

Referred to Committee on Higher Education.

By Mr. Caveness: H. B. 698, a bill to be entitled An act to provide for examinations by the State Banking Commission of certain loan agencies not now under the supervision of or reporting to the State Banking Commission, the Insurance Commissioner, or the Commissioner of Agriculture.

Referred to Committee on Banks and Banking.

By Mr. Bost: H. B. 699, a bill to be entitled An act to authorize the Town of Mount Pleasant in Cabarrus County to sell at private sale real estate owned by the town.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 700, a bill to be entitled An act to prevent the operation of loud-speakers, amplifying systems, and public address systems in Cabarrus County.

Referred to Committee on Propositions and Grievances.

By Mr. Wallace of Johnston: H. B. 701, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1935, authorizing any county or city administrative unit to withdraw from the State rental textbook system and to acquire title to rental textbooks which have been paid for in full by rentals.

Referred to Committee on Education.

By Messrs. Worthington and Wooten: H. B. 702, a bill to be entitled An act to extend the period during which counties, cities, towns, and sanitary districts may issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment and extension of revenue-producing undertakings as authorized by Chapter 2 of the Public Laws of the State of North Carolina, Extra Session of 1938.

On motion of Mr. Worthington, the bill is placed on the Calendar.

By Mr. Brown, by request: H. B. 703, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Hamlet to provide for the building, equipping and enlarging of the airport of the City of Hamlet and the levying of taxes thereon.

On motion of Mr. Brown, the bill is placed on the Calendar.

And

H. B. 704, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Rockingham to provide for the building, equipping and enlarging of the airport of the City of Rockingham and the levying of taxes thereon.

On motion of Mr. Brown, the bill is placed on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 43, a bill to be entitled An act to authorize and direct the Board of Public Buildings and Grounds to install an elevator or escalator in the State Capitol Building.

Referred to Committee on Public Buildings and Grounds.

S. B. 194, a bill to be entitled An act to amend Chapter 465 of the Public-Local and Private Laws of 1939, relating to officers' fees in connection with the enforcement of the State Liquor Laws in Stokes County.

Referred to Committee on Salaries and Fees.

S. B. 196, a bill to be entitled An act to amend Chapter 242 of the Public Laws of North Carolina 1937, as amended by Chapter 54 of the Public Laws of 1939 and providing additional educational advantages in State Institutions to World War orphans.

Referred to Committee on Higher Education.

S. B. 210, a bill to be entitled An act to amend Chapter 302 of the Public Laws of 1933 to enlarge the definition of neighborhood public roads which the Highway and Public Works Commission is permitted to improve or repair.

Referred to Committee on Roads.

S. B. 213, a bill to be entitled An act to establish a Law Library in Stanly County.

Referred to Committee on Judiciary No. 1.

H. B. 203, a bill to be entitled An act to amend Chapter 136 of the Public-Local and Private Laws of 1939, relating to the nomination of members of the Board of Education of Pamlico County, and the nomination and election of the members of the Pamlico County Board of Commissioners.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 218, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

For concurrence in the Senate amendment.

On motion of Mr. Vogler, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 392, a bill to be entitled An act to amend Chapter 82 of the Public-Local and Private Laws of North Carolina 1939, relating to the collection of taxes in Pamlico County.

Placed on the Calendar for concurrence in the Senate amendment.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 600, a bill to be entitled An act to validate the acts of three commissioners of the Town of Waxhaw, to validate a water and sewer bond issue of said Town in the sum of \$50,000.00, and to amend Chapter 57 of the Private Laws of 1919, providing for three town commissioners in lieu of five.

Passes its third reading by the following vote and sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

H. B. 632, a bill to be entitled An act to validate the election for the officers of the Town of Shallotte, to validate all proceedings taken for the issuance of \$17,000.00 water and sewer bonds of said town of Shallotte, to validate said bonds, and to provide for the levy and collection of a tax for the payment thereof.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney,

Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

S. B. 156, a bill to be entitled An act validating the proceedings authorizing and providing for the issuance of twenty-five thousand dollars (\$25,000.00) water and sewer bonds of the Town of Walstonburg.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

H. B. 601, a bill to be entitled An act to validate certain bonds heretofore issued by Franklinton Township, Youngsville Township, and Louisburg Township, all in Franklin County, North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward,



Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

H. B. 602, a bill to be entitled An act to enlarge the corporate limits of the City of Henderson.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

On motion of Mr. Watkins, the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 612, a bill to be entitled An act to authorize the creation of fire protection districts in rural areas in Guilford County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward,

Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

H. B. 654, a bill to be entitled An act to repeal Chapter 48, Private Laws of 1913, entitled An Act to incorporate the Town of Englehard, Hyde County, as amended by Chapter 15, Private Laws, Extra Session 1913, to levy taxes to pay the indebtedness of said Town and to provide an election thereon.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson. McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

S. B. 215, a bill to be entitled An act to fix the salaries of the Clerk of the Superior Court and Register of Deeds of Halifax County.

Mr. Allsbrook offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

H. B. 510, a bill to be entitled An act to authorize the Town of Lincolnton to sell certain real estate belonging to said town.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 525, a bill to be entitled An act to amend Chapter 330 of the Public-Local Laws of North Carolina of 1939, relative to the appointment of deputy sheriffs of Brunswick County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 551, a bill to be entitled An act to amend Chapter 209 of the Private Laws of 1907, relating to the Charter of the City of Rocky Mount, as amended, to provide for correcting, adjusting and compromising delinquent taxes and assessments.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 556, a bill to be entitled An act relating to the sale of certain land by the City of High Point.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 561, a bill to be entitled An act to increase the compulsory school attendance age in Gaston County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 569, a bill to be entitled An act to amend Chapter 649, of the Public-Local and Private Laws of 1937, relating to the wrongful use of milk bottles, crates, cans and other containers of dairy products in Wake County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 582, a bill to be entitled An act to amend Chapter 291 of the Private Laws of 1909, consolidating the Charter of the Town of Marion, relative to manner and time in which claims may be filed against said Town.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 583, a bill to be entitled An act to provide for the payment of transportation costs incurred by cities and towns in Moore County in transporting prisoners from such cities and towns to the county seat.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 589, a bill to be entitled An act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 599, a bill to be entitled An act to amend the Charter of the Town of Elk Park in Avery County, North Carolina, providing for the election of a Mayor and five Commissioners for a term of two years.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 606, a bill to be entitled An act to authorize the Board of County Commissioners of Currituck County to appoint a Deputy Sheriff for Poplar Branch Township in Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 607, a bill to be entitled An act to prohibit the taking or removing of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound in Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 608, a bill to be entitled An act authorizing the Board of Education of Currituck County to convey certain property known as Powell's Point school property.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 619, a bill to be entitled An act to amend Chapter 239 of the Public-Local Laws of 1939, relating to Buncombe County Grand Jury Commission.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 620, a bill to be entitled An act to authorize the City of Asheville and the County of Buncombe jointly to maintain a police radio and identification bureau and to create a commission to administer these activities.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 135, a bill to be entitled An act to authorize the Board of Education of Yadkin County to sell certain real property no longer necessary for school purposes to the Town of Yadkinville in Yadkin County.

Passes its second and third readings and is ordered enrolled.

S. B. 191, a bill to be entitled An act to provide a permanent Utilities Commission for the City of Greenville, in Pitt County, and to repeal Chapter 211 of the Private Laws of 1905, and amendments thereto, relating to the water and light commission of the City of Greenville.

Passes its second and third readings and is ordered enrolled.

S. B. 208, a bill to be entitled An act authorizing the County Board of Education of Sampson County to convey certain property to the Town Commissioners of Salemburg.

Passes its second and third readings and is ordered enrolled.

H. B. 405, a bill to be entitled An act to amend Chapter 257, Public Laws of 1933, as amended, so as to provide for the issuance of funding and refunding bonds of local units other than counties, cities and towns pursuant to all of the provisions of the Local Government Act.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

H. B. 459, a bill to be entitled An act to amend Chapter 81, Public Laws of 1927, as amended, the same being An Act to provide for the issuance of bonds and notes of counties, and for property taxation for the payment thereof, with interest.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.



Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

H. B. 495, a bill to be entitled An act to amend Chapter 324, Public Laws of 1933, known as "The North Carolina Fertilizer Law of 1933, as amended."

Passes its third reading, as amended, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

H. B. 575, a bill to be entitled An act to amend Chapter 450 of the Public Laws of 1935, as amended, relating to issuance of school district refunding and funding bonds.

Passes its third reading by the following vote, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Caveness, Cohoon, Cook, Crawford,

Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—109.

Those voting in the negative are: None.

S. B. 37, a bill to be entitled An act to amend Chapter 325 of the Public Laws of 1939 authorizing the issuance of bonds in the sum of \$600,000 to establish a sanatorium in Eastern North Carolina for the treatment of tuberculosis.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate for concurrence.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

S. B. 101, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

Passes its third reading, as amended, by the following vote, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch,



Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

H. B. 244, a bill to be entitled An act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

On motion of Mr. McDougale, the Committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burt, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Merritt, Moore of Guilford, Moore of Jackson, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Penland, Pitman of Avery, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Rogers of Polk, Taylor of Stokes, Taylor of Wayne, Thurston, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Winkler, Woods, Wooten, and Worthington—79.

Those voting in the negative are: Messrs. Allen, Arch T., Ramsay, Rudisill, Sellars, Whitener, and Withrow—6.

H. B. 355, a bill to be entitled An act to amend Section 23 of Article IV of the Constitution of North Carolina, relating to solicitors.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Dare, Davis of Hyde, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fulghum, Gallo-way, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Rabb, Ramsay, Reynolds, Richardson, Rogers of Polk, Rudisill, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne,

Thurston, Tonissen, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: Mr. Benton—1.

H. B. 544, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

On motion of Mr. Vogler, the Committee amendment is adopted.

An amendment offered by Mr. Carlyle is adopted.

Mr. LeGrand offers an amendment.

Mr. Pickens offers an amendment.

Mr. Uzzell offers an amendment.

Mr. Merritt moves that the bill be recommitted to the Committee on Judiciary No. 1, which motion fails to prevail.

Mr. Dobson offers an amendment.

Mr. Garrett offers an amendment.

Mr. Pritchett of Caldwell offers an amendment.

Mr. Richardson offers an amendment, which is adopted.

Mr. Jarvis moves that the bill and all its amendments be recommitted to the Committee on Judiciary No. 1, which motion is adopted.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 123. An Act to repeal Chapter 195 of the Private Laws of 1929 to the issuance of bonds by the Towns of Mooresville and Newton.

S. B. 126. An Act authorizing the Board of Commissioners of Swain County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

S. B. 157. An Act to amend the Charter of the City of Gastonia, North Carolina, so as to extend the corporate limits of said city.

S. B. 174. An Act to amend Chapter 81 of the Public-Local Laws of 1935, relating to the adjustment of the bonded indebtedness and relief of taxpayers in Swain County and the Town of Bryson City.

S. B. 175. An Act to reduce the rate of interest on tax sales certificates issued or to be issued by Swain County or any municipality therein from eight per centum to six per centum per annum.

H. B. 96. An Act relating to the granting of insurance benefits by fraternal benefit societies on the lives of its members.

H. B. 110. An Act to place law enforcement officers of Cumberland County under the control and supervision of the Sheriff of said County.

H. B. 166. An Act to amend Chapter 297 of the Public Laws of 1937 relating to neighborhood roads.

H. B. 201. An Act to amend Chapter 10, Public-Local Laws of 1933, relating to the power of the Commissioners of Robeson County to fix the compensation of the Clerk of the Superior Court and Register of Deeds.

H. B. 209. An Act to permit and instruct the State Treasurer to pay certain bonds and interest thereon.

H. B. 214. An Act to amend Section 220(a) of the Consolidated Statutes of North Carolina, as amended, by adding a new subsection to provide for securing deposits and to be designated as subsection 7.



H. B. 219. An Act to amend Chapter 456 of the Public Laws of 1935, and amendments thereto, known as the Housing Authorities Law, relating to the creation of Housing Authorities to engage in slum clearance and projects to provide dwelling accommodations for persons of low income (including farmers of low income) and to define their powers.

H. B. 245. An Act to amend Chapter 150 of the Public Laws of 1929, being An Act to provide for the substitution of executors and/or trustees in wills probated and recorded in this State.

H. B. 246. An Act to amend Chapter 207 of the Public Laws of 1931, being An Act to preserve the fiduciary powers and liabilities of banks upon consolidation.

H. B. 284. An Act to authorize the County of Durham to erect and equip a new County building, and to issue bonds therefor.

H. B. 285. An Act to authorize the issuance of bonds of the State to reimburse funds for emergency advances.

H. B. 295. An Act to amend Chapter 207 of the Public Laws of 1935, as amended by Chapter 203 of the Public Laws of 1937, relating to public drunkenness.

H. B. 299. An Act to repeal Chapter 8 of the Public-Local Laws of 1927 relative to the issuance of bonds of Gates County.

H. B. 301. An Act authorizing the Board of Commissioners of Pender County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

H. B. 340. An Act to clarify the law with reference to stop signs at intersecting highways.

H. B. 344. An Act to amend Section 3905 of the Consolidated Statutes of 1919 to increase the fees of Coroners for holding inquests.

H. B. 358. An Act to amend Chapter 387 of the Public Laws of 1935, regulating the practice of veterinary surgery in Cleveland County.

H. B. 377. An Act to validate certain outstanding obligations of the Town of Murphy, and to provide for the refunding or funding of such obligations.

H. B. 378. An Act to make an equitable distribution between the State of North Carolina and the local governments therein of payments received from the Tennessee Valley Authority under Section 13 of the Act creating the authority as amended by the 76th Congress, in lieu of taxes lost on the property acquired by the said Authority.

H. B. 407. An Act authorizing the Board of Commissioners of Haywood County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

H. B. 440. An Act to authorize No. 6 Township in Cleveland County to enlarge the Shelby Hospital and issue bonds therefor.

On motion of Mr. Ward, the House adjourns and will meet tomorrow at 11:30 A.M.

## FIFTIETH DAY

HOUSE OF REPRESENTATIVES,  
THURSDAY, March 6, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by C. P. Jerome, Senate Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. Z. V. Norman of Washington County, J. J. Hughes of Pasquotank County, T. L. Gwyn of Haywood County, W. E. Price of Mecklenburg County, W. C. Moss of Pasquotank County, and Preston Woodall of Johnston County, former members of the General Assembly.

On motion of Mr. Ross of Randolph, Charles Bryce Hartly of Randolph County, is made an Honorary Page of the House.

On motion of Mr. McGowan H. B. 411, a bill to be entitled An act to regulate the transportation or importation of intoxicating liquors in the State of North Carolina, is taken from the Committee on Propositions and Grievances and placed on the Calendar for today.

On motion of Mr. Vogler H. B. 587, a bill to be entitled An act relating to the better enforcement of the law against the manufacture and sale of intoxicating liquors in Davie County, is recalled from the Committee on Counties, Cities and Towns and recommitted to the Committee on Finance.

On motion of Mr. Allen, Arch T., H. B. 689, a bill to be entitled An act to authorize the issuance of \$60,000.00 revenue bonds for the North Carolina State College of Agriculture and Engineering of The University of North Carolina for the purpose of refunding the outstanding Athletic Stadium Revenue Bonds and payment of the outstanding indebtedness of the Athletic Department, is recalled from the Committee on Appropriations and recommitted to the Committee on Finance.

On motion of Mr. Uzzell, H. B. 641, a bill to be entitled An act to amend Chapter 159, Public Laws of 1939, by making absentee voting inapplicable to the election of County and Township officials in Sampson County, is taken from the unfavorable Calendar and placed on the Calendar for today.

On motion of Mr. Ross, H. B. 403, a bill to be entitled An act to prevent damage to or removal of real or personal property by trespassers, is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 2.

## SPECIAL REPORT OF THE RULES COMMITTEE

March 6, 1941.

*Mr. Speaker:*

Your Committee on Rules respectfully recommend that the following amendment to the rules of the House be adopted:

*"Rule 43b.* The Speaker shall appoint a Committee on Calendar consisting of seven members and from and after the adoption of this Rule, all new bills presented to the House shall be referred to the Committee on Calendar;



*provided*, that nothing in this Rule shall be construed to abrogate the provisions of Rule 58."

Respectfully,

J. A. BRIDGER, *Chairman*,  
Committee on Rules.

On motion of Mr. Bridger, the above report is adopted and in compliance with same, the Speaker appoints as Calendar Committee: Mr. Bryant, Chairman, Messrs. Hatch, Taylor of Wayne, Carlyle, Caveness, Pearsall, and Jarvis.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Kerr, for the Committee on Appropriations.

H. B. 13, a bill to be entitled An act to make appropriations for the maintenance of the State's Departments, Bureaus, Institutions, and Agencies, and for other purposes.

With an unfavorable report as to bill, favorable report as to Committee substitute bill.

On motion of Mr. Kerr the bill is set as a Special order at the head of the public Calendar for the afternoon session this afternoon.

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 468, a bill to be entitled An act to amend Section 25, Chapter 197, Public Laws, 1939, to provide for the application of the law concerning trusts and trustees and the administration of trusts.

With a favorable report.

H. B. 102, a bill to be entitled An act to abolish trials by jury in the Recorder's Court of Granville County.

With a favorable report.

H. B. 627, a bill to be entitled An act relating to special assessments levied by the City of High Point.

With a favorable report.

S. B. 180, a bill to be entitled An act to amend Chapter 170, Public Laws of North Carolina, 1939, relating to the publication of legal notices and other legal and public advertisements in the City of Rocky Mount in Nash and Edgecombe Counties.

With a favorable report.

H. B. 154, a bill to be entitled An act to amend certain laws relating to the execution of instruments of conveyance by married women.

With an unfavorable report.

H. B. 470, a bill to be entitled An act to amend Section 93 of Volume 1 of the Consolidated Statutes of 1919, relating to the order of payment of debts of a decedent.

With a favorable report, as amended.

By Mr. Stone, for the Committee on Roads.

H. R. 635, a joint resolution authorizing and directing the Commissioner of Motor Vehicles of the State of North Carolina to study laws providing for

the periodic inspection of motor vehicles and to report to the next General Assembly.

With a favorable report.

H. B. 650, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, so as to provide certain benefits of the Workmen's Compensation Act for prisoners injured while engaged in highway work.

With an unfavorable report.

H. B. 672, a bill to be entitled An act to authorize and require the State Highway and Public Works Commission to classify and establish a standard of salaries and wages for its employees and to put the same into effect, and providing for an increase in the salaries of employees receiving less than one hundred twenty-five dollars per month.

With a favorable report.

S. B. 210, a bill to be entitled An act to amend Chapter 302 of the Public Laws of 1933 to enlarge the definition of neighborhood public roads which the Highway and Public Works Commission is permitted to improve or repair.

With a favorable report.

By Mr. Quinn, for the Committee on Propositions and Grievances.

H. B. 387, a bill to be entitled An act to provide for daylight saving time.

With a favorable report.

H. B. 581, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment for damages by dogs to sheep or other property in McDowell County.

With a favorable report.

H. B. 592, a bill to be entitled An act to provide for the appointment of trustees for certain churches in the Upper Country Line Primitive Baptist Association, and to fix the duties of such trustees.

With a favorable report.

H. B. 614, a bill to be entitled An act to prohibit the manufacture and sale of beer and wine within certain limits of churches in Stewart's Creek Township, Harnett County.

With a favorable report.

H. B. 623, a bill to be entitled An act to regulate the use of loud speakers, amplifying systems, and public address systems in the City of Colerain in Bertie County, or within a radius of one-half of a mile of the corporate limits thereof.

With a favorable report.

H. B. 660, a bill to be entitled An act to require the closing of all filling stations and stores in Caswell County between the hours of 10 o'clock A.M. and 12 o'clock noon on Sunday.

With a favorable report.

H. B. 700, a bill to be entitled An act to prevent the operation of loud speakers, amplifying systems, and public address systems in Cabarrus County.

With a favorable report.

H. B. 181, a bill to be entitled An act to prohibit the sale of tickets to athletic contests at a price in excess of the price written or printed on such tickets.

With a favorable report.



S. B. 86, a bill to be entitled An act to prohibit the sale of Bay Rum in Catawba County.

With a favorable report, as amended.

S. B. 116, a bill to be entitled An act to provide a Memorials Commission in and for the State of North Carolina.

With a favorable report, as amended.

By Mr. Pollard, for the Committee on Public Utilities.

H. B. 564, a bill to be entitled An act requiring motor freight carriers to use designated State Highways through cities and towns.

With an unfavorable report.

By Mr. Johnson, for the Committee on Health.

H. B. 549, a bill to be entitled An act to amend Consolidated Statutes 6622, Volume 3, 1924, relating to the practice of medicine.

With a favorable report.

H. B. 659, a bill to be entitled An act to amend Article 6 of Chapter 118 of the Consolidated Statutes relating to birth certificates and to certificates of identification for foundlings.

With a favorable report.

S. B. 166, a bill to be entitled An act to amend Section 2502 of the Consolidated Statutes, in so far as the same relates to Bladen County, requiring the return of marriage license within ten days after the celebration of the marriage.

With a favorable report.

S. B. 140, a bill to be entitled An act to authorize the incarceration of persons pending the determination of their insanity, when it shall appear by affidavit or otherwise that such person's condition endangers either himself or others.

With a favorable report.

S. B. 111, a bill to be entitled An act to amend Chapter 337 of the Public Laws of North Carolina, Regular Session 1937, relating to examination of domestic servants.

With a favorable report.

By Mr. Davis of Dare, for the Committee on Game.

H. B. 577, a bill to be entitled An act to amend Chapter 352 of the Public Laws of 1937, relating to violations of the game and inland fishing laws.

With a favorable report.

H. B. 590, a bill to be entitled An act to amend Chapter 269 of the Public Laws of 1939, so as to include grouse and wild turkeys.

With a favorable report.

H. B. 678, a bill to be entitled An act relating to fox hunting in Montgomery County.

With a favorable report.

H. B. 465, a bill to be entitled An act to authorize the Town of Ashboro to appoint a municipal lake fishing commission and to delegate to it certain powers.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 423, a bill to be entitled An act making it unlawful for sportsmen in Alleghany County to use pump guns containing five shots and to regulate the sale of rabbits in said County.

With an unfavorable report.

By Mr. Ward, for the Committee on Higher Education.

H. B. 680, a bill to be entitled An act to amend S. B. 133, Chapter 242, Public Laws of 1937, in regard to World War orphans.

With a favorable report.

H. R. 401, a joint resolution authorizing the Governor of North Carolina to appoint a commission to study the various state supported educational institutions and departments.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 697, a bill to be entitled An act to direct the Governor to appoint a commission to examine and study the whole program of studies, with special reference to vocational education, as now provided for in the elementary and secondary schools of the State and make recommendations with respect to same.

With an unfavorable report.

By Mr. Ross, for the Committee on Banks and Banking.

H. B. 464, a bill to be entitled An act to amend Section 220 (k) of the Consolidated Statutes of North Carolina being the Banking Laws and being section entitled "Commercial and Business Paper Defined."

With a favorable report.

H. B. 215, a bill to be entitled An act to amend Section 66, Chapter 4, Public Laws of 1921, as amended, so as to provide for reports by banks to the Commissioner of Banks of shortage or defalcation.

With an unfavorable report.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 333, a bill to be entitled An act to amend Section 9 of Chapter 291 of the Public Laws of 1935 relating to Electric Membership Corporations.

With a favorable report.

H. B. 652, a bill to be entitled An act to amend Section 4516 of Consolidated Statutes of North Carolina, as amended by Chapter 226, Public Laws of 1937 with reference to fees allowed counsel assigned to defendant in capital cases.

With a favorable report.

H. B. 668, a bill to be entitled An act to create and establish a Bureau of Identification for the County of Columbus.

With a favorable report.

S. B. 124, a bill to be entitled An act to amend Sections 4251 and 4252 of Volume I of the Consolidated Statutes of 1919 relating to larceny and receiving stolen goods.

With a favorable report.

S. B. 178, a bill to be entitled An act to amend Section 3332 of the Consolidated Statutes of North Carolina to validate the registration of certain deeds and other instruments.

With a favorable report.

S. B. 179, a bill to be entitled An act to validate the registration of certain deeds and other instruments.



S. B. 23, a bill to be entitled An act to amend Consolidated Statutes 1343, Volume I, 1919, relative to the removal of indigent or poor persons to the county of their settlement, and to provide for their care, and treatment pending removal.

With a favorable report, as amended.

H. B. 686, a bill to be entitled An act to validate the acts and proceedings of the Mayor and Aldermen of the Town of Bladenboro, relating to foreclosure of liens for taxes and street assessments.

With a favorable report, as amended.

H. B. 287, a bill to be entitled An act to provide for the selection of Justices of the Peace.

With a favorable report, as amended.

H. B. 283, a bill to be entitled An act to amend Section 3316 of the Consolidated Statutes of North Carolina, dealing with recordation of right-of-way easements.

With an unfavorable report.

H. B. 558, a bill to be entitled An act to exempt owners and operators of motor vehicles from liability for the death or injury to guests in such motor vehicles except when such death or injury is caused by gross negligence.

With an unfavorable report.

H. B. 332, a bill to be entitled An act to amend Section 3316 of the Consolidated Statutes of 1919 relating to the registration of deeds or agreements for rights-of-way and easements.

With an unfavorable report.

H. B. 530, a bill to be entitled An act to regulate the surveys of land in suits involving mineral rights and mining interests.

With an unfavorable report.

By Dr. Edwards, for the Committee on Salaries and Fees.

H. B. 493, a bill to be entitled An act to fix and regulate the costs in the Recorder's Court of Washington County.

With a favorable report.

H. B. 496, a bill to be entitled An act placing the Clerk of the Superior Court of Madison County on a salary and fixing the amount of said salary.

With a favorable report.

H. B. 555, a bill to be entitled An act designating fees to be collected by the Clerk of the Superior Court of Guilford County.

With a favorable report.

H. B. 347, a bill to be entitled An act to amend Section 1229 of the Consolidated Statutes of North Carolina, relative to jurors' tax fees.

With an unfavorable report.

H. B. 345, a bill to be entitled An act to amend Section 3903 of the Consolidated Statutes of North Carolina relating to the fees of the Clerk of the Superior Court of Nash County.

With a favorable report.

H. B. 573, a bill to be entitled An act to place the Coroner of Durham County upon a salary and to provide for the appointment of a medical examiner in Durham County by the County Commissioners of said County.

With a favorable report.

H. B. 622, a bill to be entitled An act to fix the term of office of the Judge and prosecuting attorney of the Recorder's Court of Bertie County and to

provide for the election of the same, and to fix the dates for holding the terms of said court.

With a favorable report.

H. B. 629, a bill to be entitled An act to fix the salary of the Judge of the Juvenile Court of Jackson County.

With a favorable report.

H. B. 554, a bill to be entitled An act to fix the compensation of the County Commissioners and members of the Board of Education of Guilford County.

With a favorable report.

H. B. 639, a bill to be entitled An act to amend Section 3923 of the Consolidated Statutes of North Carolina, relating to fees of Justices of the Peace in Wake County.

With a favorable report.

H. B. 621, a bill to be entitled An act to place the sheriff of Bladen County on a salary basis.

With a favorable report.

H. B. 603, a bill to be entitled An act to place the Clerk of the Superior Court and the Register of Deeds of Washington County on a salary.

With a favorable report.

S. B. 193, a bill to be entitled An act to regulate the fees of certain officers in Stokes County.

With a favorable report.

By Mr. Vogler, for the Committee on Counties, Cities and Towns.

S. B. 192, a bill to be entitled An act to amend Chapter 477 of the Private Laws of 1937 relating to the Charter of the City of Greenville in Pitt County.

With a favorable report.

H. B. 349, a bill to be entitled An act to amend Chapter 366 of the Private Laws of 1939, which laws constitute the Charter of the City of Charlotte.

With a favorable report.

H. B. 602, a bill to be entitled An act to enlarge the corporate limits of the City of Henderson.

With a favorable report.

H. B. 616, a bill to be entitled An act to authorize and enable counties in North Carolina and incorporated municipalities within such counties to enter into contracts together for the joint performance of certain governmental functions in order to effect economy and efficiency and to promote greater conveniences to citizens in the operation of various governmental functions now performed by such counties and municipalities separately.

With a favorable report.

H. B. 645, a bill to be entitled An act to amend Chapter 280 of the Private Laws of 1891 to enlarge the corporate limits of the Town of Jacksonville.

With a favorable report.

H. B. 653, a bill to be entitled An act to amend the Charter of the City of Hickory.

With a favorable report.

H. B. 655, a bill to be entitled An act to facilitate the listing and assessing of additions to buildings, new buildings, and appurtenances to real estate in Mecklenburg County.

With a favorable report.



H. B. 656, a bill to be entitled An act to authorize the extension of the town limits of the Town of Haysville in Clay County.

With a favorable report.

H. B. 695, a bill to be entitled An act to amend Chapter 390 of the Public Laws of 1939 providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense.

With a favorable report.

H. B. 699, a bill to be entitled An act to authorize the Town of Mount Pleasant in Cabarrus County to sell at private sale real estate owned by the town.

With a favorable report.

H. B. 624, a bill to be entitled An act to amend Consolidated Statutes 2688, Volume 1, 1919, relating to the sale of municipal property.

With a favorable report, as amended.

S. B. 162, a bill to be entitled An act to empower municipalities and other political subdivisions of the State of North Carolina to promulgate, administer, and enforce airport zoning regulations limiting the height of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports.

With a favorable report, as amended.

H. B. 37, a bill to be entitled An act to provide for districts in the County of Harnett for the nomination of members of the Board of County Commissioners and members of the County Board of Education.

With an unfavorable report.

By Mr. Burgin, for the Committee on Agriculture.

H. B. 611, a bill to be entitled An act to amend Chapter 307 of the Public Laws of 1939 relating to the registration and sale of canned dog foods.

With a favorable report.

H. B. 618, a bill to be entitled An act to amend Section 5124 of the Consolidated Statutes of North Carolina relating to tobacco warehouse commissions.

With a favorable report.

S. B. 136, a bill to be entitled An act to provide for the warehousing of other agricultural commodities as well as cotton in the warehouses established under Article 18 of Chapter 84 of Volume 3 of the Consolidated Statutes and to guarantee warehouse receipts issued for such commodities.

With a favorable report.

H. B. 397, a bill to be entitled An act to regulate and supervise public live stock markets and dealers in live stock and to prevent the spread of contagious and infectious diseases of live stock.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 539, a bill to be entitled An act to require milk distributors and milk processors to keep certain records and furnish certain reports to the Department of Agriculture, relating to milk distributed or sold by them.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Darden, for the Committee on Commercial Fisheries.

H. B. 399, a bill to be entitled An act to amend Chapter 260, Public-Local Laws of 1937, regulating the use of long haul or drag nets in the waters of Beaufort County.

With a favorable report.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 63, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, prohibiting the towing of motor vehicles over the highways of this State except in certain instances.

H. B. 457, a bill to be entitled An act to revise and consolidate the Charter of the Town of Jonesboro.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws 1935 being An Act entitled An Act to prevent rabies in the State of North Carolina.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Ward: H. B. 705, a bill to be entitled An act providing for the application of the proceeds from the sale of the electric light and power system of the Town of Vanceboro.

On motion of Mr. Ward the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Wallace of Lenoir and Ward: H. B. 706, a bill to be entitled An act to authorize the issuance of bonds or notes for the State, when approved by the Governor and Council of State, for the protection of the State's interest in the Atlantic and North Carolina Railroad.

Referred to Committee on Finance.

By Mr. Uzzell: H. B. 707, a bill to be entitled An act to amend Section 5932 of the Consolidated Statutes relating to the compensation of registrars and judges of elections.

Referred to Committee on Election and Election Laws.

And

H. B. 708, a bill to be entitled An act to amend Section 5925 of the Consolidated Statutes so as to increase the compensation of the Chairmen of the County Boards of Elections.

Referred to Committee on Election and Election Laws.

By Messrs. McDougale, Vogler and Tonissen: H. B. 709, a bill to be entitled An act to establish in the Fire Department of the City of Charlotte a Firemen's Retirement Fund Association.

Referred to Committee on Counties, Cities and Towns.

By Messrs. Whitener, Mallonee, Sherrill, Hatch, Cohoon, Rudisill, Ross, Withrow, Boswood, Campen, Richardson, Rabb, Garrett, Bost, Taylor of Stokes, Hughes of Davidson, Pritchett of Caldwell, Caveness, Cook, Wallace



of Lenoir, Williams, Kerr, McDougale, and Davis of Dare: H. B. 710, a bill to be entitled An act to allow electors who are in service in the army, navy, marine corps, air force, coast guard, or any other branch of the armed forces of the United States of America, to vote by absentee ballots in primary elections.

Referred to Committee on Election and Election Laws.

By Mr. Fouts: H. B. 711, a bill to be entitled An act to authorize the Board of County Commissioners of Yancey County to provide deputies for the Sheriff and Clerk of the Superior Court of Yancey County during terms of court.

On motion of Mr. Fouts the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Rogers of Polk and Burgin: H. B. 712, a bill to be entitled An act to amend Consolidated Statutes 6141, Volume 2, 1919 so as to increase the membership of the North Carolina Historical Commission.

Referred to Committee on Education.

Br. Mr. Griffin: H. B. 713, a bill to be entitled An act to regulate the grand jury of Martin County.

On motion of Mr. Griffin the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Stone and Garrett: H. B. 714, a bill to be entitled An act to authorize the Mayor and Town Commissioners of the Town of Stoneville in Rockingham County to sell a lot belonging to said town at private sale.

On motion of Mr. Stone the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Edwards of Swain: H. B. 715, a bill to be entitled An act to amend Chapter 259 of the Public-Local Laws of 1937, relating to the per diem compensation of the Chairman of the Board of County Commissioners of Swain County.

On motion of Mr. Edwards the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Hatch, Allen, Arch T., and Allen, J. Leroy: H. B. 716, a bill to be entitled An act to amend Section 17, of Article IX, of Chapter 59, Private Laws of 1913, relating to the terms of office of the Mayor and Commissioners and Judge of the City Court of the City of Raleigh.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 717, a bill to be entitled An act to amend Section 1, of Article IX of Chapter 59, Private Laws of 1913, as amended, to provide a four year term for the Mayor and Commissioners of the City of Raleigh.

Referred to Committee on Counties, Cities and Towns.

By Mr. Hatch: H. B. 718, a bill to be entitled An act relating to fees of witnesses in certain criminal cases.

Referred to Committee on Salaries and Fees.

And

H. B. 719, a bill to be entitled An act to authorize County Commissioners to refund court costs, fines, and money paid out under court order in certain instances.

Referred to Committee on Counties, Cities and Towns.

By Mr. Withrow: H. B. 720, a bill to be entitled An act granting special powers to Commissioners of Rutherford County and Town Council of Rutherfordton.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 721, a bill to be entitled An act to fix the number of commissioners of Rutherford County at three instead of five, and to fix their compensation and create districts for their nomination.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 722, a bill to be entitled An act to amend the Public-Local Laws of 1929, Chapter 111, as amended, to allow the Commissioners of Rutherford County to appoint the County Tax Collector; and to prohibit the payment of commissions for collection of taxes to any collector or attorney and to require that compensation therefor shall be on a salary or fixed basis.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 723, a bill to be entitled An act to fix the salary of the Auditor of Rutherford County at \$2,000.00 yearly.

Referred to Committee on Salaries and Fees.

And

H. B. 724, a bill to be entitled An act to regulate the fees and salaries of officers and jurors in Rutherford County.

Referred to Committee on Salaries and Fees.

And

H. B. 725, a bill to be entitled An act to aid in the collection of delinquent taxes in Rutherford County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Delamar: H. B. 726, a bill to be entitled An act relating to the members of the Board of Education of Pamlico County.

On motion of Mr. Delamar the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Rogers of Macon: H. B. 727, a bill to be entitled An act to compensate Clerks of the Superior Court and Inferior Courts for making statistical reports in civil and criminal cases.



On motion of Mr. Rogers the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Kellum: H. B. 728, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939, and relating to the terms of the Board of Education and School Committeemen in Onslow County.

Referred to Committee on Education.

By Mr. Edwards of Alleghany: H. B. 729, a bill to be entitled An act to prohibit the shooting of fireworks or other explosives in Whitehead Township, Alleghany County.

Referred to Committee on Propositions and Grievances.

By Mr. Pitman of Avery: H. B. 730, a bill to be entitled An act to amend Section 3923 of the Consolidated Statutes of North Carolina relating to fees of Justices of the Peace for Avery County.

Referred to Committee on Salaries and Fees.

By Mr. Taylor of Wayne: H. B. 731, a bill to be entitled An act to amend Chapter 241 of the Public Laws of 1939, relating to the North Carolina Rural Rehabilitation Corporation.

Referred to Committee on Judiciary No. 2.

And

H. B. 732, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, as amended, relative to the hours of labor for employees engaged in the processing of, canning or packing fresh fruits or vegetables during certain periods.

Referred to Committee on Manufactures and Labor.

By Messrs. Taylor of Wayne and Crawford: H. B. 733, a bill to be entitled An act to provide compensation for the personal injury of Hildred Brogden, injured when run over by an automobile of the State Highway Commission in Wayne County, North Carolina.

Referred to Committee on Appropriations.

By Mr. Dobson: H. B. 734, a bill to be entitled An act to ratify the probates, acknowledgments and other official acts of G. C. Hauser, a Justice of the Peace of Surry County.

Referred to Committee on Judiciary No. 1.

By Mr. Dobson, by request: H. B. 735, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, as follows: Section 19, relating to contractors and sub-contractors under the provision of the North Carolina Workmen's Compensation Act, and Sub-section (b) of Section 52, so as to provide that the salary of the Secretary of the North Carolina Industrial Commission shall be fixed by the Director of the Budget.

Referred to Committee on Insurance.

By Mr. Richardson: H. B. 736, a bill to be entitled An act to amend Chapter 343 of the Public Laws of 1929, to prevent conflict with provisions of Chapter 243, Public Laws of 1935.

Referred to Committee on Judiciary No. 2.

By Mr. Davis of Hyde: H. B. 737, a bill to be entitled An act to amend Section 6023 of the Consolidated Statutes of North Carolina of 1919 as

amended, relating to filing fees of candidates in primaries as the same applies to Hyde County.

Referred to Committee on Election and Election Laws.

By Messrs. Moore of Guilford and Caveness: H. B. 738, a bill to be entitled An act to amend Chapter 651 of the Public Laws of 1909, as amended, the same being entitled "An Act to establish a municipal court for the City of Greensboro and prescribe the jurisdiction thereof."

Referred to Committee on Courts and Judicial Districts.

By Mr. Rabb: H. B. 739, a bill to be entitled An act to amend Chapter 558 of the Public-Local Laws of 1937, relating to clerical assistance in the offices of Register of Deeds and Clerk of the Superior Court of McDowell County.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 740, a bill to be entitled An act to determine the period of time that shall constitute the yearly period of agricultural tenancies in McDowell County.

Referred to Committee on Agriculture.

By Mr. Johnson: H. B. 741, a bill to be entitled An act to promote the sanitation of hotels, cafes, restaurants, tourist camps, summer camps, and all other establishments providing food and lodging to the public for pay.

Referred to Committee on Health.

And

H. B. 742, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, as amended by Chapter 8 of the Public Laws of 1933, and Chapter 287 of the Public Laws of 1935, relating to sanitary districts.

Referred to Committee on Health.

By Mr. Fouts: H. B. 743, a bill to be entitled An act to repeal Chapter 168 of the Public-Local Laws of 1931, as amended, creating a jury commission for Yancey County, and to amend Chapter 250 of the Public-Local Laws of 1933, relating to the compensation of jurors in Yancey County.

On motion of Mr. Fouts the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Worthington, Wallace of Johnston, Uzzell, Wooten, and Pritchett of Caldwell: H. B. 744, a bill to be entitled An act to appropriate the sum of \$5,000.00 for each year of the coming biennium to the Pythian Orphanage.

Referred to Committee on Appropriations.

By Mr. Poole: H. B. 745, a bill to be entitled An act to amend "The Machinery Act of 1939" so as to provide for classification of forest land for tax purposes.

Referred to Committee on Finance.

By Mr. Hughes of Mitchell: H. B. 746, a bill to be entitled An act to validate Chapter CXVI of the Private Laws of 1869-70, as amended, the same being an Act to incorporate the Town of Bakersville in Mitchell County, and to amend said act in relation to certain officers of said Town.

Referred to Committee on Counties, Cities and Towns.



By Mr. Hutchins: H. B. 747, a bill to be entitled An act to aid in the collection of delinquent taxes in Madison County and the municipalities therein.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 748, a bill to be entitled An act to validate proceedings of the Board of County Commissioners of Madison County, North Carolina, for the authorization of bonds and bond anticipation notes in an amount of \$25,000 for the repair of the County Jail, to validate the issuance of said bond anticipation notes, and to validate bonds to be issued pursuant to such proceedings.

Referred to Committee on Counties, Cities and Towns.

By Mr. Pollard, by request: H. B. 749, a bill to be entitled An act to abolish the rule in Shelley's case as to future conveyances.

Referred to Committee on Judiciary No. 1.

By Mr. Palmer: H. B. 750, a bill to be entitled An act to amend Chapter 9 of the Private Laws of 1929 of North Carolina, enlarging the corporate limits of the Town of Canton.

Referred to Committee on Counties, Cities and Towns.

And

H. B. 751, a bill to be entitled An act to amend Section 1276 of the Consolidated Statutes of North Carolina of 1919, as amended, relating to the sale of witness tickets, by removing Haywood County from its provisions.

Referred to Committee on Counties, Cities and Towns.

By Mr. Senter: H. B. 752, a bill to be entitled An act to provide separate schools for Indians in Averasboro and Duke Townships, Harnett County.

Referred to Committee on Education.

By Messrs. Gass, Gobble, and Carlyle: H. B. 753, a bill to be entitled An act to amend Chapter 596 of the Public-Local Laws of 1939 so as to make the same applicable to all of Forsyth County.

Referred to Committee on Counties, Cities and Towns.

By Mr. Penland: H. B. 754, a bill to be entitled An act to encourage the conservation of forests and to provide State aid to counties whose property has been removed from taxation on account of national forests.

Referred to Committee on Appropriations.

By Messrs. Winkler, Moore, Austin, Reynolds, Jarvis, Pritchett of Caldwell, Stoney, Edwards of Swain, Rabb, Palmer, Fouts, Penland, Edwards of Alleghany, Dobson, Burgin, Hughes of Mitchell, Story, and Pitman of Avery:

H. B. 755, a bill to be entitled An act to authorize State agencies and County units to cooperate with the Federal Government and its agencies in furtherance of the program for the development of Federal parks, parkways and Federal forests.

Referred to Committee on Conservation and Development.

By Mr. Edwards of Beaufort: H. B. 756, a bill to be entitled An act to provide for primary and general municipal elections for the town of Aurora, Beaufort County.

Referred to Committee on Election and Election Laws.

And

H. B. 757, a bill to be entitled An act to appoint W. O. Nesbit, receiver of Little Swift Creek Drainage District.

Referred to Committee on Counties, Cities and Towns.

*See House Bills and Resolutions  
C 328.1 128700  
18 members  
17 counties  
should be indicated.*

By Mr. Mallonee: H. B. 758, a bill to be entitled An act to fix the terms of office of the Mayor and Board of Commissioners of the Town of Murphy, Cherokee County, and to fix the duties and salaries of certain officers of said town.

On motion of Mr. Mallonee the bill is placed on the Calendar.

And

H. B. 759, a bill to be entitled An act for the relief of the taxpayers of Cherokee County.

On motion of Mr. Mallonee the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Galloway: H. B. 760, a bill to be entitled An act to amend Chapter 159, Public Laws of 1939, the same being the "Absentee Voters Act."

Referred to Committee on Election and Election Laws.

By Messrs. Uzzell and Ramsay: H. B. 761, a bill to be entitled An act to amend Chapter 326 of the Public Laws of 1935, relating to the employment of chief boiler inspectors.

Referred to Committee on Calendar.

By Mr. Tonissen, by request: H. B. 762, a bill to be entitled An act to levy tax on certain games of skill and to authorize counties, cities and towns to levy a tax thereon.

Referred to Committee on Calendar.

By Mr. Boswood: H. B. 763, a bill to be entitled An act to require the State Highway and Public Works Commission to construct and maintain certain roads in Currituck County.

Referred to Committee on Calendar.

By Mr. Vogler: H. B. 764, a bill to be entitled An act to provide a salary schedule for members of the State Highway Patrol and to make an additional appropriation for the support thereof.

Referred to Committee on Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 107, a bill to be entitled An act to amend the Constitution providing for the organization of the State Board of Education and the powers and duties of the same.

Referred to Committee on Constitutional Amendments.

S. B. 130, a bill to be entitled An act to define and establish the senatorial districts of the State, and to make the apportionment of the members of the Senate.

On motion of Mr. Austin the bill is placed on the Calendar.

S. B. 132, a bill to be entitled An act to amend Chapter 287 of the Public Laws of 1939 authorizing cities and towns having a population of more than 5,000 to adopt ordinances relating to the repair, closing and demolition of



dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances.

Referred to Committee on Calendar.

S. B. 148, a bill to be entitled An act to amend Section 2787 of the Consolidated Statutes of 1919, as amended, so as to authorize cities to enact ordinances imposing fees for the privilege of parking in certain areas.

Referred to Committee on Calendar.

S. B. 164, a bill to be entitled An act to promote the sanitation of Bus Stations in North Carolina.

Referred to Committee on Calendar.

S. B. 176, a bill to be entitled An act to prohibit the manufacture and sale of filled milk in North Carolina.

Referred to Committee on Calendar.

S. B. 188, a bill to be entitled An act to amend Chapter 134, Public Laws of 1933, being An act to abolish the Corporation Commission and create the office of Utilities Commissioner and to prescribe and define the functions, powers, and duties of such utilities commissioner.

On motion of Mr. Pollard the bill is placed on today's Calendar.

S. B. 199, a bill to be entitled An act to amend Chapter 288 of the Public Laws of 1937, as amended, relative to the Aid to Dependent Children Act.

Referred to Committee on Calendar.

S. B. 171, a bill to be entitled An act fixing the fees and costs in civil actions to recover the possession of personal property where immediate delivery of the property is claimed and the value of said property is not more than \$50.00.

Referred to Committee on Calendar.

S. B. 201, a bill to be entitled An act to amend Chapter 248, Section 1, Public-Local Laws of 1923.

Referred to Committee on Calendar.

S. B. 217, a bill to be entitled An act to amend Section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by Chapter 156 of the Public Laws of 1931, and by Chapter 92 of the Public Laws of 1939, relating to reports of the Clerk of the Superior Court of Forsyth County.

Referred to Committee on Calendar.

S. B. 218, a bill to be entitled An act to repeal Chapter 385 of the Public Laws of 1939 relating to Forsyth County only.

Referred to Committee on Calendar.

S. B. 214, a bill to be entitled An act to amend Chapter 244 of the Public Laws of 1919 to authorize cities to furnish fire protection within twelve miles of the city limits.

Referred to Committee on Calendar.

S. B. 223, a bill to be entitled An act relating to the restoration of rights of citizenship in involuntary manslaughter cases.

Referred to Committee on Calendar.

S. B. 260, a bill to be entitled An act to amend Chapter 75 of the Public-Local Laws of 1935, relating to the Rural Police System of Mecklenburg County.

On motion of Mr. McDougale the bill is placed on the Calendar for today.

S. B. 221, a bill to be entitled An act to repeal Section 4392 of the Consolidated Statutes, relating to the sale of bonds.

Referred to Committee on Calendar.

S. B. 222, a bill to be entitled An act to amend Section 5357 of the Consolidated Statutes, relating to the sale of drainage district bonds.

Referred to Committee on Calendar.

S. B. 242, a bill to be entitled An act to fix the salaries of the Judge and Solicitor of the Recorder's Court, and the Special Deputy Clerk of the Superior Court Acting Clerk of the Recorder's Court of Halifax County.

Referred to Committee on Calendar.

S. B. 243, a bill to be entitled An act relating to the collection of delinquent taxes in the County of Edgecombe and certain municipalities situated therein.

Referred to Committee on Calendar.

S. B. 244, a bill to be entitled An act to validate the acts of J. Moir Hawkins, Justice of the Peace of Stokes County.

Referred to Committee on Calendar.

H. B. 76, a bill to be entitled An act fixing and defining the term of the agricultural tenancy year in Person County.

For concurrence in the Senate amendment.

On motion of Mr. Burns the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 343, a bill to be entitled An act to provide a Civil Service Commission for the members of the Police and Fire Departments of the City of Kinston, North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Wallace of Lenoir the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 363, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887 and the acts amendatory thereof relating to the Charter of the Public Schools of Durham, North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Pollard the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 268, a bill to be entitled An act to authorize the commissioners of Rockingham County to sell a tract of land belonging to said County at private sale.

On motion of Mr. Garrett the bill is placed on its immediate passage.

Passed its first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 601, a bill to be entitled An act to validate certain bonds heretofore issued by Franklinton Township, Youngsville Township, and Louisburg Township, all in Franklin County, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.



Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Polk, Ruark, Rudisill, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Weeks, Whitener, Winkler, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 612, a bill to be entitled An act to authorize the creation of Fire Protection Districts in rural areas in Guilford County. \*

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Polk, Ruark, Rudisill, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Weeks, Whitener, Winkler, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 654, a bill to be entitled An act to repeal Chapter 48, Private Laws of 1913, entitled An act to incorporate the Town of Engelhard, Hyde County, as amended, by Chapter 15, Private Laws, Extra Session 1913, to levy taxes to pay the indebtedness of said town and to provide an election thereon.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin,

Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Polk, Ruark, Rudisill, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Weeks, Whitener, Winkler, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 687, a bill to be entitled An act to authorize and empower the City Council in the City of Salisbury and the Board of County Commissioners of the County of Rowan to contribute certain funds in the operation of the Chamber of Commerce of Salisbury, North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Polk, Ruark, Rudisill, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Weeks, Whitener, Winkler, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 692, a bill to be entitled An act to extend the corporate limits of the Town of Grifton, in Pitt County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Polk, Ruark, Rudisill, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen,



Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Weeks, Whitener, Winkler, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 696, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Gastonia to provide for the building, equipping and enlarging of the airports of the City of Gastonia and the levying of taxes thereon.

Mr. Whitener offers an amendment, which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Polk, Ruark, Rudisill, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Weeks, Whitener, Winkler, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 703, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Hamlet to provide for the building equipping, and enlarging of the airport of the City of Hamlet and the levying of taxes thereon.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Polk, Ruark, Rudisill, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Weeks, Whitener, Winkler, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 704, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Rockingham to provide for the building, equipping and enlarging of the airport of the City of Rockingham and the levying of taxes thereon.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Richardson, Rogers of Polk, Ruark, Rudisill, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Weeks, Whitener, Winkler, Woods, Wooten, and Worthington—98.

Those voting in the negative are: None.

H. B. 203, a bill to be entitled An act to amend Chapter 136 of the Public-Local and Private Laws of 1939, relating to the nomination of members of the Board of Education of Pamlico County, and the nomination and election of the members of the Pamlico County Board of Commissioners.

For concurrence in the Senate amendment.

On motion of Mr. Delamar the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 392, a bill to be entitled An act to amend Chapter 82 of the Public-Local and Private Laws of North Carolina 1939 relating to the collection of taxes in Pamlico County.

For concurrence in the Senate amendment.

On motion of Mr. Delamar the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 371, a bill to be entitled An act to appoint trustees of the Tryon-Saluda Administrative School Unit.

On motion of Mr. Rogers of Polk the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 483, a bill to be entitled An act relating to the pro-rating between the City of High Point and County of Guilford of the sale price of lands obtained because of delinquent taxes.

Mr. Pickens offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 553, a bill to be entitled An act to recall elections of any or all elected officials in the County of Guilford; and to set up machinery for the holding of such recall elections and the appointment of the successor, or successors, of such officials who may be recalled.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 598, a bill to be entitled An act to provide for the election of the Tax Collector of Avery County by a vote of the people.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 604, a bill to be entitled An act to provide that the office of the Prosecuting Attorney of the Recorder's Court of Washington County be an elective office.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 617, a bill to be entitled An act relative to the appointment of a School Board for the Asheville Local Tax School District.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 664, a bill to be entitled An act to appoint members of the Board of Trustees of the Police Pension Fund of Wilmington, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 684, a bill to be entitled An act to provide compensation for aldermen of the Town of Bladenboro.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 685, a bill to be entitled An act relating to the fees for officers who capture vehicles used in the unlawful transportation of liquor or other intoxicants.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 640, a bill to be entitled An act to abolish markers in general elections in Sampson County, by amending Section 26 and Section 27 of Chapter 164 of the Public Laws of 1929, as amended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 641, a bill to be entitled An act to amend Chapter 159 Public Laws of 1939, by making absentee voting inapplicable to the election of county and township officials in Sampson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 663, a bill to be entitled An act for the relief of T. D. Sanford, former disabled Police Officer of the City of Wilmington.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 113, a bill to be entitled An act to authorize the voters in the Albemarle special school tax district or unit, who live outside of the corporate limits of said town to vote in the primaries and elections for the election of school commissioners in said district.

Passes its second and third readings and is ordered enrolled.

S. B. 260, a bill to be entitled An act to amend Chapter 75 of the Public-Local Laws of 1935, relating to the Rural Police System of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 244, a bill to be entitled An act to amend Chapter 318 of the Public Laws of 1925 as amended, relating to the practice of general contracting.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Reynolds, Rogers of Polk, Ross, Ruark, Sellars, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—98.

Those voting in the negative are: Messrs. Ramsay and Richardson—2.

H. B. 355, a bill to be entitled An act to amend Section 23 of Article IV of the Constitution of North Carolina, relating to Solicitors.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Dare, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Story, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—101.

Those voting in the negative are: Mr. Whitener—1.

H. B. 411, a bill to be entitled An act to regulate the transportation or importation of intoxicating liquors in the State of North Carolina.

On motion of Mr. McGowan consideration of the bill is postponed indefinitely.



H. B. 480, a bill to be entitled An act to amend Chapter 134, Public Laws of 1933, being an act to abolish the Corporation Commission and create the office of Utilities Commissioner and to prescribe and define the functions, powers and duties of such Utilities Commissioner.

On motion of Mr. Pollard, consideration of the bill is postponed indefinitely.

H. B. 579, a bill to be entitled An act to make all former living Governors of the State of North Carolina honorary members of the Board of Trustees of the University of North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 188, a bill to be entitled An act to amend Chapter 134, Public Laws of 1933, being an act to abolish the Corporation Commission and create the office of Utilities Commissioner and to prescribe and define the functions, powers, and duties of such Utilities Commissioner.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 37. An Act to amend Chapter 325 of the Public Laws of 1939 authorizing the issuance of bonds in the sum of \$600,000.00 to establish a sanatorium in eastern North Carolina for the treatment of tuberculosis.

S. B. 135. An Act to authorize the Board of Education of Yadkin County to sell certain real property no longer necessary for school purposes to the Town of Yadkinville in Yadkin County.

S. B. 156. An Act validating the proceedings authorizing and providing for the issuance of \$25,000.00 water and sewer bonds of the Town of Walstonburg.

S. B. 191. An Act to provide a permanent Utilities Commission for the City of Greenville, in Pitt County, and to repeal Chapter 211 of the Private Laws of 1905, and amendments thereto, relating to the water and light commission of the City of Greenville.

S. B. 208. An Act authorizing the County Board of Education of Sampson County to convey certain property to the Town Commissioners of Salemburg.

H. B. 135. An Act to prohibit the sale of wine or beer between the hours of twelve-one A.M. and six A.M. in Forsyth County.

H. B. 205. An Act to prescribe the fees for probate and registration of certain right-of-way deeds in Brunswick, Bladen, Columbus and Robeson Counties.

H. B. 353. An Act to amend Section 2315 of the Consolidated Statutes, Volume 3, 1924, as amended by Chapter 140 of the Public Laws of 1939, relating to the drawing of juries in Wayne County.

H. B. 354. An Act to amend Chapter 156 of the Public Laws of 1927, as amended by Chapter 120 of the Public Laws of 1937, relating to court costs in Wayne County.

H. B. 362. An Act making the solicitor of the Washington Recorder's Court Assistant Solicitor of the Superior Court of Beaufort County.

H. B. 402. An Act to amend Chapter 596 of the Public-Local Laws of 1915, as amended, fixing the salaries of officers of Davidson County.

H. B. 406. An Act conferring additional powers upon the County Board of Health of Anson County, with respect to sanitation and prevention of disease.

H. B. 413. An Act to regulate the cost in all criminal actions in the Mayor's Court of the Town of Forest City.

H. B. 430. An Act to provide for a survey of certain State waters in Currituck Sound.

H. B. 449. An Act to aid in the collection of delinquent taxes in Henderson County.

H. B. 451. An Act to aid in the development of the Town of Carolina Beach.

H. B. 454. An Act to repeal Section 1387 of the Consolidated Statutes of 1919 in so far as it relates to Caswell County, and to abolish the office of County Treasurer of Caswell County and place the duties of the Treasurer upon the County Accountant.

H. B. 455. An Act to amend Chapter 100 of the Public Laws of 1927, as amended, to confer additional powers on the sanitary district boards in Caswell County.

H. B. 456. An Act to amend Section 4410 of the Consolidated Statutes of 1919, as amended, to permit the Tax Collector and Deputy Tax Collectors of Caswell County to carry arms when on official duty.

H. B. 458. An Act to amend H. B. 65, ratified the 7th day of February, 1941, relating to the Public School System of Graham County.

H. B. 462. An Act regulating compensation of rural policemen and town policemen in the County of Robeson and to eliminate payment of fees in criminal cases to such officers.

H. B. 467. An Act providing for per diem mileage for members of the County Board of Charities and Public Welfare of Alamance County.

H. B. 479. An Act to repeal Chapter 1 of the Private Laws of 1937, entitled "An Act to encourage the Log Cabin Association, an Eleemosynary Organization in promoting reforestation and better farming methods in Jackson County."

H. B. 484. An Act to authorize the City of High Point to pay rewards for the apprehension and conviction of a party who commits a felony within the corporate limits of High Point.

H. B. 487. An Act to increase the pay of the Commissioners of the City of Hendersonville.

H. B. 521. An Act to amend Chapter 331 of the Public Laws of 1937, relating to Assistant Clerks of Superior Court, so as to make said law applicable to Guilford County.

H. B. 524. An Act to fix the time of the meetings of the Board of County Commissioners of Brunswick County.

H. B. 527. An Act to authorize and direct Alamance County and the Board of Commissioners of said county to pay compensation to the dependents of deputy sheriff Lawrence Gowens, deceased.

H. B. 531. An Act to provide for the office of Tax Collector for the County of Johnston.

H. B. 536. An Act to extend the terms of office for County Commissioners and Surveyor in Davie County to four years.



H. B. 541. An Act to amend Chapter 697 of the Public-Local Laws of 1913 relating to the term of office of the Solicitor of the County Court of Wayne County.

H. B. 545. An Act to fix salaries for public officials and employees in Orange County.

H. B. 547. An Act to amend Chapter 163 of the Private Laws of 1929, relating to the Peace Officers' Relief Fund for the City and County of Wilson.

H. B. 572. An Act to amend Chapter 138 of the Public-Local Laws of 1939, relating to Tax Collectors, Assistant Tax Collectors, their duties and compensations.

H. B. 595. An Act to repeal Chapter 319 of the Public-Local Laws of 1935, Chapter of the Public Laws of 1937, and Chapter 200 of the Public Laws of 1937 relating to the drawing of jurors in Ashe County and to place Ashe County under the provisions of the State-wide Law regulating the drawing of jurors.

On motion of Mr. Kerr, the House takes a recess until 4 o'clock, P.M.

#### AFTERNOON SESSION

#### HOUSE OF REPRESENTATIVES,

THURSDAY AFTERNOON, March, 6, 1941.

Pursuant to its recess, the House meets and resumes consideration of its business with Mr. Speaker Mull presiding.

Courtesies of the floor are extended to the Honorable Clyde R. Hoey of Cleveland County, former Governor of the State of North Carolina.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Finance.

H. B. 674, a bill to be entitled An act to facilitate the collection of taxes and assessments in Carteret County and its subdivisions.

With a favorable report.

H. B. 706, a bill to be entitled An act to authorize the issuance of bonds or notes for the State, when approved by the Governor and Council of State, for the protection of the State's interest in the Atlantic and North Carolina Railroad.

With a favorable report.

S. B. 170, a bill to be entitled An act to repeal Chapter 75 of the Public-Local Laws of 1924, Extra Session, relative to the issuance of bonds by the County of Franklin or the Town of Louisburg.

With a favorable report.

S. B. 227, a bill to be entitled An act to empower the governing body of the City of Gastonia to relieve churches from paying assessments.

With a favorable report.

H. B. 216, a bill to be entitled An act to amend Chapter 126 of the Public Laws of 1935, being An Act providing for the extension of assessments.

With a favorable report.

H. B. 476, a bill to be entitled An act to amend Chapter 183 of the Public-Local and Private Laws of 1939 relating to the adjustment of delinquent taxes in Pender County.

With a favorable report.

H. B. 689, a bill to be entitled An act to authorize the issuance of \$60,000.00 revenue bonds for the North Carolina State College of Agriculture and Engineering of the University of North Carolina for the purpose of refunding the outstanding Athletic Stadium Revenue Bonds and payment of the outstanding indebtedness of the Athletic Department.

With a favorable report.

H. B. 626, a bill to be entitled An act to permit the destruction of surrendered bonds of a city or town.

With a favorable report.

H. B. 628, a bill to be entitled An act relating to the manner of execution of conveyances by corporations owned by the United States Government.

With a favorable report.

H. B. 651, a bill to be entitled An act to authorize cities, towns and counties to make appropriations for the acquisition, maintenance and repair of buildings to house existing joint city and county health departments.

With a favorable report.

H. B. 281, a bill to be entitled An act to ratify and validate the proceedings of the town of Jonesville for the issuance of certain bonds of said town.

With a favorable report.

H. B. 560, a bill to be entitled An act to authorize the Boards of County Commissioners of the various counties of the State to defer revaluations of real estate until the year 1943.

With a favorable report.

H. B. 625, a bill to be entitled An act to permit the destruction of surrendered County bonds.

With a favorable report.

H. B. 550, a bill to be entitled An act to amend Consolidated Statutes 5249 of Volume 2, 1919, as amended relating to mutual associations, so as to provide for the payment of a license tax in lieu of a corporate franchise tax.

With a favorable report, as amended.

H. B. 633, a bill to be entitled An act to amend H. B. 11, being the amendatory Revenue Act of 1941, and to provide for the printing in one compilation of the Revenue Act of 1939 and of the amendments and supplements thereto.

With a favorable report, as amended.

H. B. 497, a bill to be entitled An act to amend Chapter 358, Public Laws of North Carolina, session 1939, relative to the division of debt service funds between county and city administrative units.

With an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 610, a bill to be entitled An act to amend Committee substitute for H. B. 11 entitled "A bill to be entitled an act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session of 1939," ratified the 28th day of February, 1941.

With an unfavorable report.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bost: H. B. 765, a bill to be entitled An act to amend Consolidated Statutes Section 5356 as amended, of the drainage law authorizing appointment of receivers for defaulting districts.

Referred to Committee on Calendar.

By Mr. Burgin: H. B. 766, a bill to be entitled An act to promote the propagation of game and fish in Henderson County.

Referred to Committee on Calendar.

And

H. B. 767, a bill to be entitled An act relating to Justice of the Peace in Henderson County.

Referred to Committee on Calendar.

By Mr. McDougle: H. B. 768, a bill to be entitled An act to amend Section 3411 (L) of Volume 3 of the Consolidated Statutes of North Carolina as amended, relating to the disposition of liquor seized under search warrants.

Referred to Committee on Calendar.

By Mr. Brown: H. B. 769, a bill to be entitled An act to require the Superintendent of Public Instruction of Richmond County to issue certificates to students in such schools upon completion of certain courses taught therein.

Referred to Committee on Calendar.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

## SPECIAL ORDER

The Hour for the Special Order having arrived, the Speaker lays before the House for its consideration H. B. 13, a bill to be entitled An act to make appropriations for the maintenance of the State departments, bureaus, institutions, and agencies, and for other purposes.

On motion of Mr. Kerr the Committee substitute bill is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

- H. B. 460, a bill to be entitled An act to amend and supplement An Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, the same being Chapter 358 of the Public Laws of 1939.

Mr. Reynolds offers an amendment, which is adopted.

Mr. Richardson offers an amendment, which is adopted.

Mr. Pickens moves that further consideration of the bill be deferred until Friday, March 7, 1941.

On motion of Mr. Ward, the House adjourns to meet tomorrow at 12 o'clock, noon.

## FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES,  
FRIDAY, March 7, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

An indefinite leave of absence is granted to Representative Rabb of McDowell County.

Leave of absence is granted to Representative Stoney of Burke County.

Courtesies of the floor are extended to Messrs. Joseph R. Carruthers of Guilford County, Charles Whedbee of Perquimans County, former members of the House.

On motion of Dr. Wooten, Sam Worthington, Jr., son of Representative Worthington of Pitt County, is made an Honorary Page of the House, and Lina Hackett Worthington, daughter of Representative Worthington, is made an Honorary Page of the House.

On motion of Mr. LeGrand, H. B. 679, a bill to be entitled An act to permit the Board of Commissioners of New Hanover County to fix the salaries of certain officers and employees of said County, is taken from the Committee on Judiciary No. 1 and recommitted to the Calendar Committee.

On motion of Mr. Wallace of Lenoir, H. B. 650, a bill to be entitled An act to amend Chapter one hundred twenty of the Public Laws of one thousand nine hundred and twenty-nine, so as to provide certain benefits of the Workmen's Compensation Act for prisoners injured while engaged in highway work, is taken from the unfavorable Calendar and recommitted to the Calendar Committee.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Horner of Granville, for the Committee on Penal Institutions.

H. R. 683, a joint resolution empowering the Governor to appoint a special commission for the purpose of studying proposals to establish a training school for delinquent Negro girls in North Carolina.

With a favorable report.

By Mr. Quinn, for the Committee on Propositions and Grievances.

H. B. 585, a bill to be entitled An act to safeguard and protect the public against the acts of certain irresponsible persons.

With a favorable report.

H. B. 729, a bill to be entitled An act to prohibit the shooting of fireworks or other explosives in Whitehead Township, Alleghany County.

With a favorable report.

S. B. 137, a bill to be entitled An act to amend Consolidated Statutes 5168(e), as amended, 5168(i), as amended, 5168(r), Volume 3, 1924, and Chapter 187



of the Public Laws of 1939, relating to Confederate pensions and the payment of funeral expenses of deceased pensioners.

With a favorable report.

S. B. 161, a bill to be entitled An act to protect dogs from strychnine, other poisonous compounds and ground-glass.

With a favorable report.

H. B. 675, a bill to be entitled An act relating to the operation of taxi cabs in the municipalities of Richmond County.

With an unfavorable report.

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 736, a bill to be entitled An act to amend Chapter 343 of the Public Laws of 1929, to prevent conflict with provisions of Chapter 243, Public Laws of 1935.

With a favorable report.

H. B. 731, a bill to be entitled An act to amend Chapter 241 of the Public Laws of 1939, relating to the North Carolina Rural Rehabilitation Corporation.

With a favorable report.

H. B. 594, a bill to be entitled An act to increase the fees of the Justices of the Peace and other officers of Wilson County.

With a favorable report.

H. B. 576, a bill to be entitled An act to amend Section 4288 of the Consolidated Statutes of 1919 relative to secreting property to hinder enforcement of lien.

With a favorable report.

H. B. 403, a bill to be entitled An act to prevent damage to or removal of real or personal property by trespassers.

With a favorable report, as amended.

H. B. 557, a bill to be entitled An act to amend Chapter 243 of the Public Laws of 1935, relating to adoption of minors.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 379, a bill to be entitled An act to define and prohibit unfair sales practices; to provide remedies and to impose penalties for the violation of the provisions thereof.

With an unfavorable report.

H. B. 578, a bill to be entitled An act to amend Sections 5298 and 5301 of the Consolidated Statutes of 1919 so as to reduce the proportion of proprietors of land affected necessary to give their consent to authorize incorporation of a canal where no canal has been cut; and to reduce the proportion of proprietors necessary to petition for the incorporation of a canal already constructed, and for other purposes.

With an unfavorable report.

By Mr. Stone, for the Committee on Roads.

H. B. 445, a bill to be entitled An act to amend Section 24 of Chapter 145 of the Public Laws of 1931, as amended, relating to the motor fuel road tax, so as to enlarge the definition of motor fuels and provide for a road use tax on any person owning or operating a motor vehicle propelled by a product not within the definition of motor fuels.

With an unfavorable report as to bill, favorable as to Committee substitute.

By Mr. Vogler, for the Committee on Counties, Cities and Towns.

H. B. 709, a bill to be entitled An act to establish in the Fire Department of the City of Charlotte a Firemen's Retirement Fund Association.

With a favorable report.

H. B. 716, a bill to be entitled An act to amend Section 17, of Article IX, of Chapter 59, Private Laws of 1913, relating to the terms of office of the Mayor and Commissioners and Judge of the City Court of the City of Raleigh.

With a favorable report.

H. B. 717, a bill to be entitled An act to amend Section 1 of Article IX of Chapter 59, Private Laws of 1913, as amended, to provide a four-year term for the Mayor and Commissioners of the City of Raleigh.

With a favorable report.

H. B. 719, a bill to be entitled An act to authorize County Commissioners to refund court costs, fines and money paid out under court order in certain instances.

With a favorable report.

H. B. 720, a bill to be entitled An act granting special powers to Commissioners of Rutherford County and Town Council of Rutherfordton.

With a favorable report.

H. B. 722, a bill to be entitled An act to amend the Public-Local Laws of 1929, Chapter 111, as amended, to allow the Commissioners of Rutherford County to appoint the County Tax Collector; and to prohibit the payment of commissions for collection of taxes to any collector or attorney and to require that compensation therefor shall be on a salary or fixed basis.

With a favorable report.

H. B. 721, a bill to be entitled An act to fix the number of Commissioners of Rutherford County at 3 instead of 5, and to fix their compensation and create districts for their nomination.

With a favorable report.

H. B. 725, a bill to be entitled An act to aid in the collection of delinquent taxes in Rutherford County.

With a favorable report.

H. B. 739, a bill to be entitled An act to amend Chapter 558 of the Public-Local Laws of 1937, relating to clerical assistance in the office of Register of Deeds and Clerk of the Superior Court of McDowell County.

With a favorable report.

H. B. 746, a bill to be entitled An act to validate Chapter CXVI of the Private Laws of 1869-70, as amended, the same being An Act to incorporate the Town of Bakersville in Mitchell County; and to amend said Act in relation to certain officers of said Town.

With a favorable report.

H. B. 747, a bill to be entitled An act to aid in the collection of delinquent taxes in Madison County and the municipalities therein.

With a favorable report.

H. B. 748, a bill to be entitled An act to validate proceedings of the Board of County Commissioners of Madison County, North Carolina, for the authorization of bonds and bond anticipation notes in an amount of \$25,000 for the repair of the county jail, to validate the issuance of said bond antici-



pation notes, and to validate bonds to be issued pursuant to such proceedings.

With a favorable report.

H. B. 750, a bill to be entitled An act to amend Chapter 9 of the Private Laws of 1929 of North Carolina, enlarging the corporate limits of the Town of Canton.

With a favorable report.

H. B. 751, a bill to be entitled An act to amend Section 1276 of the Consolidated Statutes of North Carolina of 1919, as amended, relating to the sale of witness tickets, by removing Haywood County from its provisions.

With a favorable report.

H. B. 753, a bill to be entitled An act to amend Chapter 596 of the Public-Local Laws of 1939 so as to make the same applicable to all of Forsyth County.

With a favorable report.

H. B. 757, a bill to be entitled An act to appoint W. O. Nesbit Receiver of Little Swift Creek Drainage District.

With a favorable report.

H. B. 140, a bill to be entitled An act to amend the Charter of the City of Saluda in the County of Polk relating to the tax rate in said City.

With an unfavorable report.

By Mr. Rogers of Polk, for the Committee on Conservation and Development.

H. B. 646, a bill to be entitled An act to amend Chapter 135 of the Public Laws of 1935, relating to the taking of aquatic plant food and other waterfowl food growing in the waters of North Carolina.

With a favorable report.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

With a favorable report, as amended.

H. B. 422, a bill to be entitled An act providing for the payment of a bounty for the destruction of hawks, crows, owls and grey foxes in Alleghany County.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Kerr, for the Committee on Appropriations.

H. B. 89, a bill to be entitled An act to appropriate funds for the payment of a judgment in the case of Big Tom Wilson Mount Mitchell Motor Road Company, Incorporated, versus State of North Carolina Department of Conservation and Development.

With a favorable report.

H. B. 196, a bill to be entitled An act to authorize the Commissioner of Revenue to refund \$204.50 tax paid on gasoline used in stationary motors.

With a favorable report.

H. B. 265, a bill to be entitled An act to appropriate the sum of \$10,000.00 to be used by the Department of Conservation and Development in repairing, reconstructing or building a spillway at the mouth of Waccamaw River in Columbus County.

With a favorable report, as amended.

By Mr. Taylor of Wayne, for the Committee on Courts and Judicial Districts.

S. B. 225, a bill to be entitled An act to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Cumberland County.

With a favorable report.

S. B. 41, a bill to be entitled An act to reduce the punishment for capital felonies from death to life imprisonment when recommended by the jury.

Reported without prejudice.

H. B. 738, a bill to be entitled An act to amend Chapter 651 of the Public Laws of 1909, as amended, the same being entitled "An Act to establish a municipal court for the City of Greensboro and prescribe the jurisdiction thereof."

With a favorable report, as amended.

H. B. 346, a bill to be entitled An act to amend Chapter 355 of the Public Laws of 1933 relative to the court reporter in Nash County.

With an unfavorable report.

H. B. 369, a bill to be entitled An act to amend Chapter 45, Section 2312 and 2313 of Consolidated Statutes of North Carolina, 1919, relating to jury lists and revisions thereof, applicable to Harnett County only.

With an unfavorable report.

By Mr. McEachern, for the Committee on Manufactures and Labor.

H. B. 304, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, establishing maximum working hours, with certain exceptions, and repealing Chapter 406 of the Public Laws of 1937, relating to the maximum hours law, and Chapter 312 of the Public Laws of 1939, amending Section 6554 of the Consolidated Statutes, as amended, relative to hours of labor for employees of retail and wholesale florists.

With an unfavorable report.

By Mr. LeGrand, for the Committee on Constitutional Amendments.

Committee substitute for S. B. 107, a bill to be entitled An act to amend the Constitution providing for the organization of the State Board of Education and the powers and duties of the same.

With a favorable report.

On motion of Mr. LeGrand, the bill is set as a Special Order at the head of the Public Calendar for Tuesday, March 11, 1941.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Hatch: H. B. 770, a bill to be entitled An act to create a Merit System Council for certain departments and agencies of the State of North Carolina.

Referred to Committee on Calendar.

By Messrs. Allen, Arch T., Hatch, and Allen, J. Leroy: H. B. 771, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

Referred to Committee on Calendar.



By Mr. Kerr: H. B. 772, a bill to be entitled An act to appropriate \$250,000 from the General Fund of the State to the Contingency and Emergency Fund for each year of the coming biennium.

Referred to Committee on Appropriations.

By Mr. Allsbrook: H. B. 773, a bill to be entitled An act to facilitate the proof of dates and the reckoning of time in actions and proceedings.

Referred to Committee on Calendar.

By Messrs. Allsbrook and Everett: H. B. 774, a bill to be entitled An act to provide for the distribution of profits from Alcoholic Beverage Control stores in Halifax County.

On motion of Mr. Allsbrook, the bill is placed on the Calendar.

By Mr. Cohoon: H. B. 775, a bill to be entitled An act to revise and consolidate the Charter of the Town of Columbia, North Carolina.

On motion of Mr. Cohoon, the bill is placed on the Calendar.

By Mr. Boswood: H. B. 776, a bill to be entitled An act to amend Chapter 583 of the Public-Local and Private Laws of 1939, so as to require the County Board of Education of Currituck County to transfer certain lands no longer used for school purposes to the Board of County Commissioners.

Referred to Committee on Calendar.

And

H. B. 777, a bill to be entitled An act to require the Department of Conservation and Development to provide a deputy fish protector in each of the four townships of Currituck County.

Referred to Committee on Calendar.

And

H. B. 778, a bill to be entitled An act to authorize the Clerk of the Superior Court of Currituck County to pay for the cost of the survey to be made of Swan Island Club out of funds received from the sale of hunting licenses.

Referred to Committee on Calendar.

And

H. B. 779, a bill to be entitled An act relating to the salary of the Deputy Sheriff of Currituck County.

And

H. B. 780, a bill to be entitled An act relating to the public roads in Currituck County.

Referred to Committee on Calendar.

By Messrs. Abernathy of Nash and Pearsall: H. B. 781, a bill to be entitled An act to amend Chapter 174 of the Public-Local Laws of 1935 relating to salaries of officers of Nash County.

Referred to Committee on Calendar.

By Messrs. Wooten and Worthington: H. B. 782, a bill to be entitled An act to ratify and validate the proceedings for the establishment of Pitt County Drainage District No. 3, and issuance of bonds of said District.

Referred to Committee on Calendar.

By Mr. Stoney: H. B. 783, a bill to be entitled An act to amend H. B. No. 295, relating to public drunkenness, so as to eliminate Burke County from the provisions thereof.

Referred to Committee on Calendar.

By Mr. Pickens: H. B. 784, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939 as said Act relates to the City of High Point.

Referred to Committee on Calendar.

And

H. B. 785, a bill to be entitled An act to create a board for the purpose of acquiring, constructing, operating and maintaining a public library in the City of High Point.

Referred to Committee on Calendar.

By Mr. Taylor of Wayne: H. B. 786, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919 to change the terms of the Superior Court in certain counties.

On motion of Mr. Taylor, the bill is placed on the Calendar.

By Mr. Gibbs: H. B. 787, a bill to be entitled An act to make it unnecessary to register or record certain right-of-way easements in Carteret County.

On motion of Mr. Gibbs, the bill is placed on the Calendar.

And

H. B. 788, a bill to be entitled An act to provide for the use of school buses in transporting children in emergency cases to hospitals for medical treatment.

Referred to Committee on Calendar.

And

H. B. 789, a bill to be entitled An act to amend Section 956 of Volume one of the Consolidated Statutes of 1919, as amended by Chapter 156 of the Public Laws of 1931 and Chapter 92 of the Public Laws of 1939 relating to reports of Clerks of the Superior Courts.

Referred to Committee on Calendar.

By Messrs. Gass, Carlyle, Gobble, Horner of Granville, Garrett, Stone, Pearsall, and Abernathy of Nash: H. B. 790, a bill to be entitled An act to amend Chapter 285, Public Laws, 1939, relating to public weigh masters.

Referred to Committee on Calendar.

By Mr. Banks: H. B. 791, a bill to be entitled An act to place certain officers of Jones County on a salary basis.

Referred to Committee on Calendar.

By Messrs. Poole and Brown: H. B. 792, a bill to be entitled An act relating to deer hunting in Richmond and Moore Counties.

Referred to Committee on Calendar.

By Messrs. Darden, Boswood, Cohoon, Moore of Scotland, Everett, Williams, Quinn, Blalock, Bridger, and Fouts: H. B. 793, a bill to be entitled An act to authorize the regulation of unfair practices by handlers of farm products.

Referred to Committee on Calendar.

By Messrs. Davis of Dare and Darden: H. B. 794, a bill to be entitled An act to repeal certain Public-Local Acts relating to bottoms which may be used for the propagation and cultivation of oysters and clams in Pamlico and Hyde Counties.

Referred to Committee on Calendar.

And

H. B. 795, a bill to be entitled An act to encourage the propagation and cultivation of oysters and clams by private enterprise.

Referred to Committee on Calendar.



By Mr. Dobson, by request: H. B. 796, a bill to be entitled An act to provide compensation for the members of the Welfare Board of Yadkin County.

Referred to Committee on Calendar.

By Messrs. Fulghum, Crawford, Wallace of Johnston, Abernathy of Nash, Wooten and Thurston: H. B. 797, a bill to be entitled An act relating to the sale, control and licensing of the sale of appliances, drugs and medicinal preparations intended or having special utility for the prevention of venereal diseases.

Referred to Committee on Calendar.

By Mr. Pollard: H. B. 798, a bill to be entitled An act to amend Chapter 365 of the Public Laws of 1939, relating to the rates of public carriers.

Referred to Committee on Calendar.

By Mr. Gibbs: H. B. 799, a bill to be entitled An act enabling the County of Carteret to establish an airport authority for the maintenance of airport facilities in the County of Carteret for the citizens of Beaufort, Morehead City, Carteret County, and vicinity.

Referred to Committee on Calendar.

By Mr. Kerr: H. B. 800, a bill to be entitled An act to amend Chapter 762 of the Public-Local Laws of North Carolina, Session of 1915, relating to the Recorder's Court of Warren County.

Referred to Committee on Calendar.

By Messrs. Stone, Umstead, Ellenor, Dobson, Bridger, Abernathy of Nash, Taylor of Stokes, Richardson, Moore of Scotland, Rogers of Polk, Fouts, Austin, Pritchett of Caldwell, Garrett, Moore of Jackson, Pearsall, Galloway, Woods, Vogler, Burns, Campen, Griffin, Pritchett of Bertie, Sikes, Edwards of Greene, Johnson, Pitman of Robeson, McGowan, Thurston, Carlyle, Gobble, Morris, Edwards of Beaufort and Caveness: H. B. 801, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, being An Act to provide for the establishment and administration of Unemployment Compensation.

Referred to Committee on Calendar.

By Messrs. Blalock and Stone: H. B. 802, a bill to be entitled An act to give the State Highway and Public Works Commission certain authority as to traffic signals in incorporated towns.

Referred to Committee on Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 565, a bill to be entitled An act to amend Chapter 361 of the Public-Local and Private Laws of 1937, relating to the salary of the Health Officer of Elizabeth City.

For concurrence in Senate amendment.

On motion of Mr. Williams, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 314, a bill to be entitled An act to amend the Motor Vehicle Law relating to out-of-state motor vehicles.

For concurrence in Senate amendment.

On motion of Dr. Edwards of Beaufort, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 139, a bill to be entitled An act to amend Section 2304 (b) of Volume 3 of the Consolidated Statutes of North Carolina, to permit examinations of alleged inebriates upon the petition of two citizens of the county where such alleged inebriate resides.

Referred to Committee on Calendar.

S. B. 141, a bill to be entitled An act to amend Section 952 of the Consolidated Statutes of 1919, as amended, to require petitions for partitions and petitions for sale of real property to be docketed by the Clerk of the Superior Court.

Referred to Committee on Calendar.

S. B. 142, a bill to be entitled An act to amend Chapter 181 of the Public Laws of 1937, as amended, relating to pensions of widows of Confederate soldiers.

Referred to Committee on Calendar.

S. B. 185, a bill to be entitled An act to amend Section 22 and Section 25 of Chapter 486 of the Public Laws of 1935 relative to Game Laws.

Referred to Committee on Calendar.

S. B. 202, a bill to be entitled An act to limit the number of justices of the peace in Davidson County and Union County, requiring bonds of Justices of the Peace in said Counties, and fixing fees of such Justices.

Referred to Committee on Calendar.

S. B. 204, a bill to be entitled An act to validate certain acts of Notaries Public in the State of North Carolina.

Referred to Committee on Calendar.

S. B. 216, a bill to be entitled An act to amend Section 23 of Chapter 422 of the Public-Local Laws of 1939, relating to fees of the Clerk of the Superior Court of Forsyth County.

Referred to Committee on Calendar.

S. B. 220, a bill to be entitled An act to validate the proceedings for the establishment of Edgecombe County Drainage District No. 2 and the issuance of bonds of said District.

Referred to Committee on Calendar.

S. B. 207, a bill to be entitled An act to amend Chapter 174 of the Public Laws of 1921, as amended by Chapter 406 of the Public Laws of 1939, so as to limit the time within which lands dedicated to public use shall be accepted by the public to ten years after such dedication, instead of twenty years, as now provided.

Referred to Committee on Calendar.

S. B. 212, a bill to be entitled An act to amend Chapter 311 of the Public Laws of 1935 and Chapter 407 of the Public Laws of 1937, relating to the weight and load of motor vehicles.

Referred to Committee on Calendar.

S. B. 261, a bill to be entitled An act to provide relief for Mrs. Love B. Gilmer, widow of former Attorney General Robert D. Gilmer.

Referred to Committee on Calendar.

S. B. 233, a bill to be entitled An act to amend Section 6023 of the Consolidated Statutes of 1919, as amended, to fix the filing fees for primary elections in Sampson County for the offices of justice of peace and constable.

Referred to Committee on Calendar.



S. B. 234, a bill to be entitled An act to empower the governing body of the City of Concord to relieve churches from paving assessments.

Referred to Committee on Calendar.

S. B. 235, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919, as amended, relating to the terms of the Superior Court of Franklin County.

Referred to Committee on Calendar.

S. B. 236, a bill to be entitled An act to extend the corporate limits of the Town of Snow Hill so as to include the Snow Hill Baseball Park.

Referred to Committee on Calendar.

S. B. 240, a bill to be entitled An act validating the proceedings authorizing and providing for the issuance of twenty thousand dollars (\$20,000) water and sewer bonds of the Town of Pink Hill.

Referred to Committee on Calendar.

S. B. 255, a bill to be entitled An act to amend Chapter 98 of Section 6069, Consolidated Statutes of North Carolina, pertaining to the Firemen's Relief Fund.

On motion of Mr. Pickens, the bill is placed on the Calendar.

S. B. 264, a bill to be entitled An act to empower the governing body of the City of Salisbury to relieve the Associate Reformed Presbyterian Church from paving assessments.

Referred to Committee on Calendar.

S. B. 265, a bill to be entitled An act to provide for the payment to the widow of Senator T. W. M. Long, deceased, of compensation due him as a member of the State Senate.

Referred to Committee on Appropriations.

#### SPECIAL MESSAGE

SENATE CHAMBER,  
March 7, 1941.

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of S. B. No. 171, entitled, "A bill to be entitled An act fixing the fees and costs in civil actions to recover the possession of personal property where immediate delivery of the property is claimed and the value of said property is not more than \$50.00," for further consideration by the Senate.

Respectfully,

S. RAY BYERLY, *Principal Clerk.*

On motion of Mr. Ward, the above request is granted.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 602, a bill to be entitled An act to enlarge the corporate limits of the City of Henderson.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 687, a bill to be entitled An act to authorize and empower the City Council in the City of Salisbury and the Board of County Commissioners of the County of Rowan to contribute certain funds in the operation of the Chamber of Commerce of Salisbury, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 696, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Gastonia to provide for the building, equipping and enlarging of the airports of the City of Gastonia and the levying of taxes thereon.

Passes its third reading by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant,



Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 692, a bill to be entitled An act to extend the corporate limits of the Town of Grifton, in Pitt County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 703, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Hamlet to provide for the building, equipping and enlarging of the airport of the City of Hamlet and the levying of taxes thereon.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt,

Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 704, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Rockingham to provide for the building, equipping and enlarging of the airport of the City of Rockingham and the levying of taxes thereon.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 281, a bill to be entitled An act to ratify and validate the proceedings of the Town of Jonesville for the issuance of certain bonds of said Town.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, Mc-



Laughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 349, a bill to be entitled An act to amend Chapter 366 of the Private Laws of 1939, which laws constitute the Charter of the City of Charlotte.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 645, a bill to be entitled An act to amend Chapter 280 of the Private Laws of 1891 to enlarge the corporate limits of the Town of Jacksonville.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of John-

ston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 653, a bill to be entitled An act to amend the Charter of the City of Hickory.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 758, a bill to be entitled An act to fix the terms of office of the Mayor and Board of Commissioners of the Town of Murphy, Cherokee County, and to fix the duties and salaries of certain officers of said Town.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

S. B. 166, a bill to be entitled An act to amend Section 2502 of the Consolidated Statutes, in so far as the same relates to Bladen County, requiring the



return of marriage license within ten days after the celebration of the marriage.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

S. B. 170, a bill to be entitled An act to repeal Chapter 75 of the Public-Local Laws of 1924, Extra Session, relative to the issuance of bonds by the County of Franklin or the Town of Louisburg.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

S. B. 192, a bill to be entitled An act to amend Chapter 477 of the Private Laws of 1937 relating to the Charter of the City of Greenville in Pitt County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant,

Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 102, a bill to be entitled An act to abolish trials by jury in the Recorder's Court of Granville County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 399, a bill to be entitled An act to amend Chapter 260 Public-Local Laws of 1937, regulating the use of long-haul or drag nets in the waters of Beaufort County.

Mr. Edwards of Beaufort offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

Committee substitute for H. B. 465, a bill to be entitled An act to authorize the Town of Asheboro to appoint a municipal lake fishing commission and to delegate to it certain powers.

On motion of Mr. Richardson, the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 476, a bill to be entitled An act to amend Chapter 183 of the Public-Local and Private Laws of 1939, relating to the adjustment of delinquent taxes in Pender County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 493, a bill to be entitled An act to fix and regulate the costs in the Recorder's Court of Washington County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 496, a bill to be entitled An act placing the Clerk of the Superior Court of Madison County on a salary and fixing the amount of said salary.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 554, a bill to be entitled An act to fix the compensation of the County Commissioners and members of the Board of Education of Guilford County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 555, a bill to be entitled An act designating fees to be collected by the Clerk of the Superior Court of Guilford County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 573, a bill to be entitled An act to place the Coroner of Durham County upon a salary and to provide for the appointment of a medical examiner in Durham County by the County Commissioners of said County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 581, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment for damages by dogs to sheep or other property in McDowell County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 592, a bill to be entitled An act to provide for the appointment of trustees for certain churches in the Upper Country Line Primitive Baptist Association, and to fix the duties of such trustees.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 603, a bill to be entitled An act to place the Clerk of the Superior Court and the Register of Deeds of Washington County on a salary.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 614, a bill to be entitled An act to prohibit the manufacture and sale of beer and wine within certain limits of churches in Stewart's Creek Township, Harnett County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 621, a bill to be entitled An act to place the Sheriff of Bladen County on a salary basis.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 622, a bill to be entitled An act to fix the term of office of the Judge and Prosecuting Attorney of the Recorder's Court of Bertie County and to provide for the election of the same, and to fix the dates for holding the terms of said Court.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 627, a bill to be entitled An act relating to special assessments levied by the City of High Point.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 623, a bill to be entitled An act to regulate the use of loud speakers, amplifying systems, and public address systems in the City of Colerain in Bertie County, or within a radius of one-half of a mile of the corporate limits thereof.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 629, a bill to be entitled An act to fix the salary of the Judge of the Juvenile Court of Jackson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 639, a bill to be entitled An act to amend Section 3923 of the Consolidated Statutes of North Carolina, relating to fees of Justices of the Peace in Wake County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 655, a bill to be entitled An act to facilitate the listing and assessing of additions to buildings, new buildings, and appurtenances to real estate in Mecklenburg County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 660, a bill to be entitled An act to require the closing of all filling stations and stores in Caswell County between the hours of 10 o'clock A.M. and 12 o'clock Noon on Sunday.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 668, a bill to be entitled An act to create and establish a Bureau of Identification for the County of Columbus.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 674, a bill to be entitled An act to facilitate the collection of taxes and assessments in Carteret County and its sub-divisions.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 678, a bill to be entitled An act relating to fox hunting in Montgomery County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 699, a bill to be entitled An act to authorize the Town of Mount Pleasant in Cabarrus County to sell at private sale real estate owned by the Town.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 700, a bill to be entitled An act to prevent the operation of loudspeakers, amplifying systems, and public address systems in Cabarrus County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 86, a bill to be entitled An act to prohibit the sale of bay rum in Catawba County.

On motion of Mr. Merritt, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 180, a bill to be entitled An act to amend Chapter 170, Public Laws of North Carolina, 1939, relating to the publication of legal notices and other legal and public advertisements in the City of Rocky Mount in Nash and Edgecombe Counties.

Passes its second and third readings, and is ordered enrolled.

S. B. 193, a bill to be entitled An act to regulate the fees of certain officers in Stokes County.



Passes its second and third readings, and is ordered enrolled.

S. B. 227, a bill to be entitled An act to empower the governing body of the City of Gastonia to relieve churches from paving assessments.

Passes its second and third readings, and is ordered enrolled.

Committee substitute for H. B. 397, a bill to be entitled An act to regulate and supervise public livestock markets and dealers in livestock and to prevent the spread of contagious and infectious diseases of livestock.

On motion of Mr. Everett, the Committee substitute is adopted, constituting the first reading of the bill.

H. B. 494, a bill to be entitled An act to regulate the manufacture, sale and distribution of agricultural liming material, agricultural liming material with potash, and land plaster in North Carolina.

On motion of Mr. Burgin, the Committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 550, a bill to be entitled An act to amend Consolidated Statutes 5249 of Volume 2, 1919, as amended, relating to mutual associations so as to provide for the payment of a license tax in lieu of a corporate franchise tax.

On motion of Mr. Pearsall, the bill is recommitted to the Committee on the Calendar.

H. B. 633, a bill to be entitled An act to amend H. B. 11, being the amendatory Revenue Act of 1941, and to provide for the printing in one compilation of the Revenue Act of 1939 and of the amendments and supplements thereto.

On motion of Mr. Bryant, the Committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt,

Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 689, a bill to be entitled An act to authorize the issuance of \$60,000.00 revenue bonds for the North Carolina State College of Agriculture and Engineering of The University of North Carolina for the purpose of refunding the outstanding Athletic Stadium Revenue Bonds and payment of the outstanding indebtedness of the Athletic Department.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 695, a bill to be entitled An act to amend Chapter 390 of the Public Laws of 1939, providing a retirement system for employees of counties, cities and towns on an optional basis, and at their own expense.

Mr. Bryant offers two amendments.

On motion of Mr. Pickens, further consideration of the bill is deferred until Saturday, March 8, 1941.

H. B. 702, a bill to be entitled An act to extend the period during which counties, cities, towns, and sanitary districts may issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment, and extension of revenue-producing undertakings as authorized by Chapter 2 of the Public Laws of the State of North Carolina, Extra Session of 1938.

Passes its second reading by the following vote and remains on the Calendar.



Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 706, a bill to be entitled An act to authorize the issuance of bonds or notes for the State, when approved by the Governor and Council of State, for the protection of the State's interest in the Atlantic and North Carolina Railroad.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Sherrill, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Williams, Withrow, Woods, Wooten, and Worthington—103.

Those voting in the negative are: None.

H. B. 460, a bill to be entitled An act to amend and supplement an Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, the same being Chapter 358 of the Public Laws of 1939.

Mr. Pickens offers an amendment, which is adopted.

Mr. Worthington offers an amendment, which is adopted.

Mr. McEachern offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 388, a bill to be entitled An act to amend Chapter 145 of the Public Laws of North Carolina of 1931, relating to gasoline tax.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 44, a bill to be entitled An act to provide State aid for public libraries in North Carolina.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Wallace of Johnston, the House takes a recess until 4 P.M.

#### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

FRIDAY AFTERNOON, March 7, 1941.

Pursuant to its recess, the House meets with Mr. Speaker Mull presiding and resumes consideration of its business.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Calendar.

S. B. 236, a bill to be entitled An act to extend the corporate limits of the Town of Snow Hill so as to include the Snow Hill Baseball Park.

With a favorable report.

H. B. 781, a bill to be entitled An act to amend Chapter 174 of the Public-Local Laws of 1935 relating to salaries of officers of Nash County.

With a favorable report.

H. B. 783, a bill to be entitled An act to amend H. B. 295, relating to public drunkenness, so as to eliminate Burke County from the provisions thereof.

With a favorable report.

H. B. 679, a bill to be entitled An act to permit the Board of Commissioners of New Hanover County to fix the salaries of certain officers and employees of said County.

With a favorable report.

H. B. 779, a bill to be entitled An act relating to the salary of the Deputy Sheriff of Currituck County.

With a favorable report.

H. B. 785, a bill to be entitled An act to create a Board for the purpose of acquiring, constructing, operating and maintaining a public library in the City of High Point.

With a favorable report.

H. B. 791, a bill to be entitled An act to place certain officers of Jones County on a salary basis.

With a favorable report.

H. B. 800, a bill to be entitled An act to amend Chapter 762 of the Public-Local Laws of North Carolina, Session 1915, relating to the Recorder's Court of Warren County.

With a favorable report.



S. B. 148, a bill to be entitled An act to amend Section 2787 of the Consolidated Statutes of 1919, as amended, so as to authorize cities to enact ordinances imposing fees for the privilege of parking in certain areas.

With a favorable report.

S. B. 214, a bill to be entitled An act to amend Chapter 244 of the Public Laws of 1919 to authorize cities to furnish fire protection within twelve miles of the city limits.

With a favorable report.

S. B. 216, a bill to be entitled An act to amend Section 23 of Chapter 422 of the Public-Local Laws of 1939, relating to fees of the Clerk of the Superior Court of Forsyth County.

With a favorable report.

S. B. 217, a bill to be entitled An act to amend Section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by Chapter 156 of the Public Laws of 1931, and by Chapter 92 of the Public Laws of 1939, relating to reports of the Clerk of the Superior Court of Forsyth County.

With a favorable report.

S. B. 202, a bill to be entitled An act to limit the number of Justices of the Peace in Davidson County and Union County, requiring bonds of Justices of the Peace in said Counties, and fixing fees of such Justices.

With a favorable report.

S. B. 204, a bill to be entitled An act to validated certain Acts of Notaries Public in the State of North Carolina.

With a favorable report.

S. B. 218, a bill to be entitled An act to repeal Chapter 385 of the Public Laws of 1939 relating to Forsyth County only.

With a favorable report.

S. B. 220, a bill to be entitled An act to validate the proceedings for the establishment of Edgecombe County Drainage District No. 2 and the issuance of bonds of said District.

With a favorable report.

S. B. 201, a bill to be entitled An act to amend Chapter 248, Section 1, Public-Local Laws of 1923.

With a favorable report.

H. B. 782, a bill to be entitled An act to ratify and validate the proceedings for the establishment of Pitt County Drainage District No. 3, and issuance of bonds of said District.

With a favorable report.

S. B. 240, a bill to be entitled An act validating the proceedings authorizing and providing for the issuance of twenty thousand dollars (\$20,000) water and sewer bonds of the Town of Pink Hill.

With a favorable report.

H. B. 799, a bill to be entitled An act enabling the County of Carteret to establish an Airport Authority for the maintenance of airport facilities in the County of Carteret for the citizens of Beaufort, Morehead City, Carteret County and vicinity.

With a favorable report.

S. B. 233, a bill to be entitled An act to amend Section 6023 of the Consolidated Statutes of 1919, as amended, to fix the filing fees for primary elections in Sampson County for the offices of Justice of the Peace and Constable.

With a favorable report.

S. B. 234, a bill to be entitled An act to empower the governing body of the City of Concord to relieve churches from paving assessments.

With a favorable report.

S. B. 242, a bill to be entitled An act to fix the salaries of the Judge and Solicitor of the Recorder's Court, and the Special Deputy Clerk of the Superior Court Acting Clerk of the Recorder's Court of Halifax County.

With a favorable report.

S. B. 243, a bill to be entitled An act relating to the collection of delinquent taxes in the County of Edgecombe and certain municipalities situated therein.

With a favorable report.

H. B. 763, a bill to be entitled An act to require the State Highway and Public Works Commission to construct and maintain certain roads in Currituck County.

With an unfavorable report.

H. B. 762, a bill to be entitled An act to levy a tax on certain games of skill and to authorize counties, cities and towns to levy a tax thereon.

With an unfavorable report.

H. B. 766, a bill to be entitled An act to promote the propagation of game and fish in Henderson County.

With an unfavorable report.

H. B. 792, a bill to be entitled An act relating to deer hunting in Richmond and Moore Counties.

With an unfavorable report.

By Mr. Ross, for the Committee on Banks and Banking.

H. B. 698, a bill to be entitled An act to provide for examinations by the State Banking Commission of certain loan agencies not now under the supervision of or reporting to the State Banking Commission, the Insurance Commissioner or the Commissioner of Agriculture.

With a favorable report.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 728, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939, and relating to the terms of the Board of Education and School Committeemen in Onslow County.

With a favorable report.

H. B. 666, a bill to be entitled An act to provide for the payment of salaries of teachers of vocational subjects of Columbus County.

With a favorable report.

H. B. 701, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1935 authorizing any County or city administrative unit to withdraw from the State rental textbook system and to acquire title to rental textbooks which have been paid for in full by rentals.

With a favorable report.

H. B. 712, a bill to be entitled An act to amend Consolidated Statutes 6141, Volume 2, 1919, so as to increase the membership of the North Carolina Historical Commission.

With a favorable report.



H. B. 93, a bill to be entitled An act to provide a school for vocational education for children in Onslow County.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Penland, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 495, a bill to be entitled An act to amend Chapter 324, Public Laws of 1933, known as "The North Carolina Fertilizer Law of 1933," as amended.

H. B. 371, a bill to be entitled An act to appoint trustees of the Tryon-Saluda Administrative School Unit.

H. B. 483, a bill to be entitled An act relating to the pro-rating between the City of High Point and County of Guilford of the sale price of lands obtained because of delinquent taxes.

H. B. 244, a bill to be entitled An act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bost: H. B. 803, a bill to be entitled An act to amend Section 2315 of the Consolidated Statutes of 1919 relating to the drawing of jurors in Cabarrus County.

Referred to Committee on Calendar.

By Messrs. Jarvis and Reynolds: H. B. 804, a bill to be entitled An act to amend Chapter 343, Public Laws 1929, relating to domestic relations court, and to repeal Chapter 220, Public Laws of 1935 relating to Juvenile Court in Buncombe County.

Referred to Committee on Calendar.

By Messrs. Pritchett of Bertie and Umstead: H. B. 805, a bill to be entitled An act to amend Chapter 149 of the Public Laws of 1927 relating to the registration of securities.

Referred to Committee on Calendar.

By Mr. Moore of Wilson: H. B. 806, a bill to be entitled An act to amend the Charter of the Town of Wilson, North Carolina to acquire and operate an airport.

On motion of Mr. Moore, the bill is placed on the Calendar.

By Mr. Moore of Guilford, by request: H. B. 807, a bill to be entitled An act to amend Chapter 444 of the Public Laws of 1909 relating to the practice of optometry and the Acts amendatory thereof.

Referred to Committee on Calendar.

By Mr. Sikes: H. B. 808, a bill to be entitled An act fixing the compensation of the Chairman of the Board of County Commissioners of Columbus County.

Referred to Committee on Calendar.

And

H. B. 809, a bill to be entitled An act to appoint a Deputy Recorder for the Columbus County Recorder's Court.

Referred to Committee on Calendar.

And

H. B. 810, a bill to be entitled An act relating to the collection of taxes and the distribution of same to the various funds in Columbus County.

Referred to Committee on Calendar.

By Mr. Boswood: H. B. 811, a bill to be entitled An act relating to hunting fox in Currituck County.

Referred to Committee on Calendar.

By Messrs. Gass, Gobble and Carlyle: H. B. 812, a bill to be entitled An act to establish the Winston-Salem Firemen's Retirement Fund Association.

Referred to Committee on Calendar.

And

H. B. 813, a bill to be entitled An act to amend Chapter 3 of Chapter 336 of the Private Laws of the State of North Carolina of 1911 so as to enlarge the jurisdiction of the Mayor's Court of the Town of Kernersville.

Referred to Committee on Calendar.

By Mr. Vogler: H. B. 814, a bill to be entitled An act to move forward one month the dates for penalties on delinquent property taxes.

Referred to Committee on Calendar.

By Messrs. Vogler, Bost and Rudisill: H. B. 815, a bill to be entitled An act to authorize the Governor to allot funds from vocational educational appropriations for the purpose of establishing a textile training school in the Piedmont Section of North Carolina.

Referred to Committee on Calendar.

By Messrs. Quinn and Kellum: H. B. 816, a bill to be entitled An act to amend Chapter 234, of the Public Laws of 1933, relating to terms of Superior Courts in Duplin and Onslow Counties in the Sixth Judicial District.

Referred to Committee on Calendar.

By Mr. Allsbrook: H. B. 817, a bill to be entitled An act to further carry out the provisions of Chapter 53 of the Public Laws of 1935, relating to the prevention of blindness and the improvement of the condition of the blind in the State of North Carolina.

Referred to Committee on Appropriations.

By Mr. Poole: H. B. 818, a bill to be entitled An act to extend the territorial or city limits of the Town of Southern Pines, Moore County, North Carolina.

Referred to Committee on Calendar.

By Messrs. Bryant and Pollard: H. B. 819, a bill to be entitled An act to provide for the printing and distribution of Session Laws, Senate and House Journals and Supreme Court Reports.

Referred to Committee on Calendar.

By Messrs. Ramsay and Uzzell: H. B. 820, a bill to be entitled An act to regulate payment of street and sidewalk assessments by churches in City of Salisbury, North Carolina.

Referred to Committee on Calendar.

By Messrs. Allen, Arch T., Allen, J. Leroy and Hatch: H. B. 821, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

Referred to Committee on Calendar.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 67, a bill to be entitled An act to provide hospitalization for highway accident cases.

The bills fails to pass its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Allsbrook, Austin, Brown, Bryant, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Horner of Granville, Johnson, Mallonee, Moore of Jackson, Moore of Scotland, Moore of Wilson, McEachern, McGowan, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Story, Taylor of Wayne, Thurston, Umstead, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Woods and Wooten—43.

Those voting in the negative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Benton, Blalock, Bost, Burns, Campen, Carlyle, Cohoon, Cook, Davis of Hyde, Galloway, Garrett, Gibbs, Gobble, Griffin, Harris, Hatch, Honeycutt, Horner of Lee, Jarvis, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Morris, McLaughlin, Norman, Paschal, Pearsall, Pickens, Quinn, Reynolds, Richardson, Senter, Sikes, Stone, Underwood, Uzzell, Watkins, Weeks, Whitener, and Withrow—48.

The following pairs are announced:

Mr. Rabb with Mr. Banks. Were Mr. Banks present he would vote "no." Mr. Rabb would vote "aye."

Mr. Edwards of Beaufort with Mr. Gass. Were Mr. Edwards present he would vote "aye." Mr. Gass would vote "no."

Those voting present are: Messrs. Boswood and Halstead.

On motion of Mr. Wallace of Johnston, the House adjourns and will meet tomorrow at 12 o'clock, noon.

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FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, March 8, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Rev. W. B. Penny, of Raleigh, N. C.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Carlyle, Polly, Roberta and Mary Gordon Austin, daughters of Rep. Austin of Ashe, are made Honorary Pagettes of the House.

On motion of Mr. Halstead H. B. 360, a bill to be entitled An act to provide financial responsibility for operators of motor vehicles on the highways, is recalled from the Committee on Judiciary No. 1 and recommitted to the Calendar Committee.

On motion of Mr. Hatch H. B. 771, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh, is recalled

from the Committee on the Calendar and recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. Hatch, H. B. 821, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina, is recalled from the Committee on the Calendar and recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. Dobson H. B. 694, a bill to be entitled An act for the aid of persons striving to set up a home for themselves upon a time-installment basis, is recalled from the Committee on Insurance and recommitted to the Committee on Finance.

On motion of Mr. Bryant H. B. 818, a bill to be entitled An act to extend the territorial or city limits of the Town of Southern Pines, Moore County, North Carolina, is recalled from the Committee on the Calendar and recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. Kerr S. B. 265, a bill to be entitled An act to provide for the payment to widow of Senator T. W. M. Long, deceased, of compensation due him as a member of the State Senate, is recalled from the Committee on Appropriations and placed on the Calendar.

Mr. Abernathy of Nash moves that the vote by which S. B. 67, a bill to be entitled An act to provide hospitalization for highway accident cases, failed to pass its second reading, be reconsidered.

Mr. Pickens moves that this motion be laid on the table. On this question Mr. Abernathy of Nash calls for the "ayes" and "noes."

The call is sustained.

The motion of Mr. Pickens prevails by the following roll call vote and the motion to reconsider is laid on the table.

Those voting in the affirmative are: Messrs. Allen, Arch T., Allen, J. Leroy, Benton, Blalock, Bost, Boswood, Bridger, Burns, Campen, Carlyle, Caveness, Cook, Davis of Hyde, Galloway, Garrett, Gass, Gobble, Griffin, Harris, Hatch, Honeycutt, Horner of Lee, Jarvis, Kerr, Kluttz, LeGrand, Merritt, Moore of Guilford, Moore of Scotland, Morris, Paschal, Pearsall, Pickens, Reynolds, Richardson, Ruark, Senter, Stone, Underwood, Watkins, Whitener, Williams, Winkler and Withrow—44.

Those voting in the negative are: Mr. Speaker, Messrs. Abernathy of Nash, Allsbrook, Austin, Brown, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Swain, Ellenor, Everett, Fulghum, Horner of Granville, Johnson, Mallonee, Moore of Jackson, Moore of Wilson, McEachern, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Story, Taylor of Wayne, Thurston, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, and Wooten—38.

The following pairs are announced:

Mr. Cohoon with Mr. Davis of Dare. Were Mr. Davis of Dare present he would vote "no." Mr. Cohoon votes "aye."

Mr. Bryant with Mr. Gibbs. Were Mr. Gibbs present he would vote "aye." Mr. Bryant votes "no."

Mr. Uzzell with Mr. Edwards of Beaufort. Were Mr. Uzzell present he would vote "aye." Mr. Edwards of Beaufort votes "no."

Mr. Weeks votes "present."



## REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Calendar.

H. B. 764, a bill to be entitled An act to provide a salary schedule for members of the State Highway Patrol and to make an additional appropriation for the support thereof.

With a favorable report.

On motion of Mr. Bryant the bill is recommitted to the Committee on Appropriations.

H. B. 765, a bill to be entitled An act to amend Consolidated Statutes, Section 5356, as amended, of the drainage law, authorizing appointment of receivers for defaulting districts.

With a favorable report.

On motion of Mr. Bost the bill is placed on the Calendar for today.

H. B. 784, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, as said Act relates to the City of High Point.

With a favorable report.

H. B. 803, a bill to be entitled An act to amend Section 2315 of the Consolidated Statutes of 1919, relating to the drawing of jurors in Cabarrus County.

With a favorable report.

H. B. 804, a bill to be entitled An act to amend Chapter 343, Public Laws of 1929, relating to domestic relations court, and to repeal Chapter 220, Public Laws of 1935, relating to Juvenile Court in Buncombe County.

With a favorable report.

H. B. 808, a bill to be entitled An act fixing the compensation of the Chairman of the Board of County Commissioners of Columbus County.

With a favorable report.

H. B. 809, a bill to be entitled An act to appoint a Deputy Recorder for the Columbus County Recorder's Court.

With a favorable report.

H. B. 812, a bill to be entitled An act to establish the Winston-Salem Firemen's Retirement Fund Association.

With a favorable report.

H. B. 820, a bill to be entitled An act to regulate payment of street and sidewalk assessments by churches in City of Salisbury, North Carolina.

With a favorable report.

S. B. 132, a bill to be entitled An act to amend Chapter 287 of the Public Laws of 1939, authorizing cities and towns having a population of more than 5,000 to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation: and providing for the remedies and procedure in connection with action taken under such ordinances.

With a favorable report.

S. B. 139, a bill to be entitled An act to amend Section 2304(b) of Volume 3 of the Consolidated Statutes of North Carolina, to permit examinations of alleged inebriates upon the petition of two citizens of the county where such alleged inebriate resides.

With a favorable report.

S. B. 141, a bill to be entitled An act to amend Section 952 of the Consolidated Statutes of 1919, as amended, to require petitions for partitions and petitions for sale of real property to be docketed by the Clerk of the Superior Court.

With a favorable report.

S. B. 185, a bill to be entitled An act to amend Section 22 and Section 25 of Chapter 486 of the Public Laws of 1935, relative to Game Laws.

With a favorable report.

S. B. 222, a bill to be entitled An act to amend Section 5357 of the Consolidated Statutes, relating to the sale of drainage district bonds.

With a favorable report.

S. B. 223, a bill to be entitled An act relating to the restoration of rights of citizenship in involuntary manslaughter cases.

With a favorable report.

S. B. 255, a bill to be entitled An act to amend Chapter 98 of Section 6069, Consolidated Statutes of North Carolina, pertaining to the Firemen's Relief Fund.

With a favorable report.

S. B. 261, a bill to be entitled An act to provide relief for Mrs. Love B. Gilmer, widow of former Attorney General Robert D. Gilmer.

With a favorable report.

On motion of Mr. Bryant the bill is recommitted to the Committee on Appropriations.

H. B. 788, a bill to be entitled An act to provide for the use of school buses in transporting children in emergency cases to hospitals for medical treatment.

With a favorable report.

H. B. 789, a bill to be entitled An act to amend Section 956 of Volume 1 of the Consolidated Statutes of 1919, as amended by Chapter 156 of the Public Laws of 1931 and Chapter 92 of the Public Laws of 1939, relating to reports of Clerks of the Superior Courts.

With a favorable report.

H. B. 761, a bill to be entitled An act to amend Chapter 326 of the Public Laws of 1935, relating to the employment of chief boiler inspectors.

With an unfavorable report.

H. B. 815, a bill to be entitled An act to authorize the Governor to allot funds from vocational educational appropriations for the purpose of establishing a textile training school in the Piedmont Section of North Carolina.

With an unfavorable report.

On motion of Mr. Vogler the bill is taken from the Unfavorable Calendar and recommitted to the Calendar Committee.

S. B. 207, a bill to be entitled An act to amend Chapter 174 of the Public Laws of 1921, as amended by Chapter 406 of the Public Laws of 1939, so as to limit the time within which lands dedicated to public use shall be accepted by the public to ten years after such dedication, instead of twenty years, as now provided.

With an unfavorable report.

H. B. 802, a bill to be entitled An act to give the State Highway and Public Works Commission certain authority as to traffic signals in incorporated towns.

With an unfavorable report.



By Mr. Kerr, for the Committee on Appropriations.

H. B. 772, a bill to be entitled An act to appropriate \$250,000 from the General Fund of the State to the Contingency and Emergency Fund for each year of the coming biennium.

With a favorable report.

H. B. 115, a bill to be entitled An act to provide for the extension of the public school system to embrace twelve grades in those school districts requesting the same.

With a favorable report as amended.

H. B. 126, a bill to be entitled An act to provide compensation for the death of Rachel Valerie Jones, killed when run over by a school bus in Brunswick County.

With a favorable report as amended.

H. B. 224, a bill to be entitled An act to reimburse W. K. Miller, Route 1, Dover, North Carolina, on account of the death of W. K. Miller, Jr., a school child who was struck and killed by a school bus on October 18, 1940.

With a favorable report as amended.

H. B. 291, a bill to be entitled An act to provide compensation for personal injuries sustained by McLendon Helms by reason of being run over by a public school bus in Union County.

With a favorable report as amended.

H. B. 109, a bill to be entitled An act to amend Chapter 349 of the Public Laws of 1937, and Chapter 6 of the Public Laws of 1939, relating to the Law Enforcement Officers' Benefit and Retirement Fund.

With a favorable report as amended.

H. B. 568, a bill to be entitled An act to reimburse Gilbert L. Shermer of Forsyth County for damages to his automobile through collision with a school bus on October 5, 1939.

With a favorable report as amended.

H. B. 55, a bill to be entitled An act to appropriate money to reimburse certain municipalities for permanent improvements furnished State institutions situate in said municipalities.

With an unfavorable report.

H. B. 62, a bill to be entitled An act providing for the purchase of pocket editions of New Testaments to be given to Selective Service Draftees from this State who are inducted into the armed forces of the United States.

With an unfavorable report.

H. B. 149, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939 to provide for sick leave with pay for teachers and principals in the public schools of North Carolina.

With an unfavorable report.

H. B. 188, a bill to be entitled An act to provide reimbursement for medical and hospital expenses incurred by Ernest Munroe Hudspeath on account of injuries sustained on the 3rd of April, 1939, when struck by a school bus on the Johnsonville road in Harnett County.

With an unfavorable report.

H. B. 208, a bill to be entitled An act to amend Consolidated Statutes 5757, Volume 3, 1924, as amended, relative to the Compulsory School Attendance Law.

With an unfavorable report.

H. R. 225, a joint resolution providing for the presentation of a silver service to the Battleship *North Carolina* in behalf of the State and its people.

With an unfavorable report.

H. B. 251, a bill to be entitled An act to provide for the relief of Hyde County by appropriating funds to compensate it for the loss of taxes on property acquired by the United States Government for refuge purposes.

With an unfavorable report.

H. B. 262, a bill to be entitled An act providing for the establishment of an institution for the care of delinquent Negro girls in North Carolina.

With an unfavorable report.

H. B. 268, a bill to be entitled An act to amend Consolidated Statutes 5759, Volume 3, 1924, as amended by Chapter 270 of the Public Laws of 1939, providing an appropriation to assist in the enforcement of a compulsory school attendance law.

With an unfavorable report.

H. B. 323, a bill to be entitled An act to enlarge and expand the facilities for teaching the effects of alcoholism and narcotism on the human system in the public schools of North Carolina.

With an unfavorable report.

H. B. 359, a bill to be entitled An act to place every person in North Carolina, who has attained the age of 65 years, on a Pension Roll.

With an unfavorable report.

H. B. 505, a bill to be entitled An act for the relief of Hattie Beck.

With an unfavorable report.

H. B. 20, a bill to be entitled An act to appropriate \$50,000 for each year of the biennium, 1941-1943 to the Department of Agriculture to be expended for the purpose of soil poisoning, in order that the ravages of the Japanese beetle might be controlled in this State, thereby preventing the State being placed under quarantine by the Federal Government.

With an unfavorable report.

H. B. 38, a bill to be entitled An act for the relief of David Brawley.

With an unfavorable report.

By Mr. Dobson, for the Committee on Insurance.

H. B. 662, a bill to be entitled An act to amend Chapter 228, Public Laws 1935, entitled "An Act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this State, and to provide for the administration thereof."

With a favorable report.

H. B. 735, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, as follows: Section 19, relating to contractors and sub-contractors under the provision of the North Carolina Workmen's Compensation Act, and subsection (b) of Section 52, so as to provide that the salary of the Secretary of the North Carolina Industrial Commission shall be fixed by the director of the budget.

With a favorable report as amended.

By Mr. Uzzell, for the Committee on Election and Election Laws.



H. B. 707, a bill to be entitled An act to amend Section 5932 of the Consolidated Statutes relating to the compensation of registrars and judges of elections.

With a favorable report.

H. B. 708, a bill to be entitled An act to amend Section 5925 of the Consolidated Statutes so as to increase the compensation of the chairman of the county boards of elections.

With a favorable report.

H. B. 710, a bill to be entitled An act to allow electors who are in service in the Army, Navy, Marine Corps, Air Force, Coast Guard, or any other branch of the armed forces of the United States of America, to vote by absentee ballots in primary elections.

With a favorable report.

H. B. 737, a bill to be entitled An act to amend Section 6023 of the Consolidated Statutes of North Carolina, of 1919, as amended, relating to filing fees of candidates in primaries as the same applies to Hyde County.

With a favorable report.

H. B. 756, a bill to be entitled An act to provide for primary and general municipal elections for the Town of Aurora, Beaufort County.

With a favorable report.

H. B. 40, a bill to be entitled An act extending the term of office of Treasurer-Accountant in Cumberland County.

With an unfavorable report.

H. B. 642, a bill to be entitled An act to repeal Chapter 263 of the Public Laws of 1937, relating to the nomination of Democratic candidates for office in Avery County.

With an unfavorable report.

H. B. 670, a bill to be entitled An act to combine the office of Auditor, or County Accountant, with the office of Tax Supervisor and to provide for the election of the Auditor of Avery County by a vote of the people.

With an unfavorable report.

H. B. 760, a bill to be entitled An act to amend Chapter 159, Public Laws of 1939, the same being the "Absentee Voters Act."

With an unfavorable report.

By Mr. Halstead, Chairman, for the Committee on Judiciary No. 1.

H. B. 734, a bill to be entitled An act to ratify the probates, acknowledgements and other official acts of G. C. Hauser, a Justice of the Peace of Surry County.

With a favorable report.

S. B. 213, a bill to be entitled An act to establish a Law Library in Stanly County.

With a favorable report.

H. B. 682, a bill to be entitled An act to correct an error in conveying the armory lot in Morganton, North Carolina, to the State of North Carolina, and authorizing the reconveyance of said lot to the Town of Morganton and the County of Burke.

With a favorable report as amended.

H. B. 94, a bill to be entitled An act to amend Section 7990 of the Consolidated Statutes of North Carolina relative to enforcement of tax liens by actions to foreclose.

With an unfavorable report.

H. B. 749, a bill to be entitled An act to abolish the rule in Shelley's case as to future conveyances.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Caveness: H. B. 822, a bill to be entitled An act authorizing and empowering the City of High Point to construct, acquire and operate electric plants for the purpose of supplying electricity to the city and consumers in the city, and to issue bonds, payable solely from the revenues of such plants, in order to finance the said projects, and to amend the Revenue Bond Act of 1938 and Chapter 600 of the Private Laws of 1939.

Referred to Committee on Judiciary No. 2.

By Mr. Merritt: H. B. 823, a bill to be entitled An act to amend the Charter of the City of Hickory.

Referred to Committee on the Calendar.

By Mr. Pitman of Avery: H. B. 824, a bill to be entitled An act providing for the remission of penalties of unpaid taxes for the year 1939.

Referred to Committee on the Calendar.

By Messrs. Allen, Arch T., Allen, J. Leroy and Hatch: H. B. 825, a bill to be entitled An act relating to the Recorder's Court of Middle Creek Township in Wake County.

Referred to Committee on the Calendar.

By Mr. Burgin: H. B. 826, a bill to be entitled An act to authorize the Governor of the State of North Carolina to provide funds for the operation of the marketing division of the Department of Agriculture in case of an emergency.

Referred to Committee on the Calendar.

By Mr. Austin: H. B. 827, a bill to be entitled An act to create the office of Tax Collector for the County of Ashe and to regulate salaries and/or fees of the Sheriff and other officers of said County.

Referred to Committee on the Calendar.

By Mr. Mull: H. B. 828, a bill to be entitled An act to amend the Charter of the City of Shelby, relative to water and light extension.

Referred to Committee on the Calendar.

By Messrs. Johnson and Pitman of Robeson: H. B. 829, a bill to be entitled An act to change the name of the Cherokee Indian Normal School of Robeson County, and for other purposes.

Referred to Committee on the Calendar.

By Messrs. Burgin and Moore of Jackson: H. B. 830, a bill to be entitled An act to appropriate the sum of \$7,500.00 to make usable a laboratory and classroom building at Western Carolina Teachers College.

Referred to Committee on Appropriations.



By Messrs. Jarvis and Reynolds: H. B. 831, a bill to be entitled An act to amend Chapter 16, Private Laws of 1923, relating to the jurisdiction of the Police Court of the City of Asheville.

Referred to Committee on the Calendar.

By Mr. Everett: H. R. 832, a joint resolution to memorialize Congress to pass the Bailey-Cooley marketing bill.

Referred to Committee on the Calendar.

By Mr. Hatch: H. B. 833, a bill to be entitled An act to amend Chapter 176, Public Laws 1931, now Consolidated Statutes 2776(s) relating to municipalities.

Referred to Committee on the Calendar.

By Messrs. Allen, Arch T., Hatch and Allen, J. Leroy: H. B. 834, a bill to be entitled An act to amend Committee substitute for H. B. 9, ratified February 17, 1941, entitled an Act to prohibit the manufacture and sale of beer and wine within two and one-half miles of the Rawls Baptist Church, Chalybeate Springs Baptist Church, and Kipling Methodist Church in Hector's Creek Township, Harnett County.

Referred to Committee on the Calendar.

By Messrs. Austin and Allen, Arch T.: H. B. 835, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

Referred to Committee on the Calendar.

By Mr. Moore of Wilson, by request: H. B. 836, a bill to be entitled An act authorizing the County Commissioners of Wilson County to increase the fees of the Justices of the Peace and other officers in Wilson County.

On motion of Mr. Moore the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Moore of Wilson, by request: H. B. 837, a bill to be entitled An act requiring the term of office of all appointees of the Board of Commissioners of Wilson County to expire on the first Monday in December of each and every year and to require the Commissioners to make new appointments on that day.

Referred to Committee on the Calendar.

By Mr. Pitman of Avery: H. B. 838, a bill to be entitled An act to provide for an audit of the books of Avery County.

Referred to Committee on the Calendar.

By Messrs. LeGrand and Morris, by request: H. B. 839, a bill to be entitled An act relative to the Consolidated Board of Health of the City of Wilmington and the County of New Hanover.

Referred to Committee on the Calendar.

By Mr. Withrow: H. B. 840, a bill to be entitled An act to repeal Section 974 of the Consolidated Statutes of 1919, relating to the appointment of special constables.

Referred to Committee on the Calendar.

And

H. B. 841, a bill to be entitled An act to amend Section 976 of the Consolidated Statutes of 1919, so as to restrict the authority of constables to the limits of the townships from which they are elected.

Referred to Committee on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Committee Substitute for H. B. 414, a bill to be entitled An act to create the office of Jailer in Rutherford County and provide for the operation of the jail under the supervision of the Board of County Commissioners.

On motion of Mr. Withrow the bill is placed on the Calendar for consideration of Senate substitute bill.

Committee substitute for H. B. 39, a bill to be entitled An act to amend Chapter 64 of the Public Laws of 1939, as amended by Chapter 162 of the Public Laws of 1939, relating to the "Pure Seed Law."

For concurrence in Senate amendment.

On motion of Mr. Pearsall the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 93, a bill to be entitled An act to amend Chapter 425 of the Public Laws of 1937 and Chapter 276 of the Public Laws of 1939 with reference to the inspection of gasoline, kerosene and other petroleum products.

Referred to Committee on the Calendar.

S. B. 99, a bill to be entitled An act for the relief of residents of this State who are now or will be inducted into the armed forces of the United States.

Referred to Committee on the Calendar.

S. B. 131, a bill to be entitled An act to regulate the Sheriff's Department of Rutherford County by placing the Sheriff and Deputy Sheriffs on a salary and full time basis.

Referred to Committee on the Calendar.

S. B. 145, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937, requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

Referred to Committee on the Calendar.

S. B. 198, a bill to be entitled An act to establish a State authorized trademark, for identifying and advertising North Carolina farm products of standardized quality and to provide for the proper use and regulation of such trademark.

Referred to Committee on the Calendar.

S. B. 200, a bill to be entitled An act to amend Chapter 229 of the Public Laws of 1935, relating to the operation and improvement of the electric power plant at Appalachian State Teachers College.

Referred to Committee on the Calendar.

S. B. 205, a bill to be entitled An act authorizing the Board of Northampton County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Referred to Committee on the Calendar.



S. B. 226, a bill to be entitled An act to authorize the Board of Education of Burlington City Administrative School Unit to convey certain lands to the City of Burlington.

Referred to Committee on the Calendar.

S. B. 228, a bill to be entitled An act to amend Chapter 179 of the Public Laws of 1933, as amended, relative to the practice of cosmetic art in North Carolina.

Referred to Committee on the Calendar.

S. B. 230, a bill to be entitled An act to amend Section 7064 of Volume 2 of the Consolidated Statutes of 1919, as amended, relating to the organization of County Boards of Health and providing compensation for the members of such boards.

Referred to Committee on the Calendar.

S. B. 231, a bill to be entitled An act to amend Chapter 124 of the Public Laws of 1939, relative to the State Commission for the Blind.

Referred to Committee on the Calendar.

S. B. 245, a bill to be entitled An act to amend Section 6302 of the Consolidated Statutes of 1919, relating to resident insurance agents.

Referred to Committee on the Calendar.

S. B. 248, a bill to be entitled An act to validate proceedings heretofore taken to provide for the issuance of certain bonds of the Town of Woodland, and to provide for the issuance of said bonds.

Referred to Committee on the Calendar.

S. B. 252, a bill to be entitled An act to further amend Chapter 242 of the Public Laws of 1937, as amended, relating to benefits to children of World War Veterans.

Referred to Committee on the Calendar.

S. B. 253, a bill to be entitled An act to amend Chapter 168, Public-Local Laws of 1939, relative to an Act enabling the City of Raleigh, the City of Durham, the County of Durham and the County of Wake to jointly acquire and establish an airport by said cities and counties.

Referred to Committee on the Calendar.

S. B. 254, a bill to be entitled An act to establish a pension fund for the retirement and disability of members of the Fire Department of the City of High Point.

Referred to Committee on the Calendar.

S. B. 256, a bill to be entitled An act to establish a Stanly County Fire Protection District outside the corporate limits of the Town of Albemarle, to coincide with that portion of the special school district or unit lying outside the corporate limits of said town, and to furnish fire protection in said district.

On motion of Mr. Kluttz the bill is placed on the Calendar.

S. B. 257, a bill to be entitled An act to amend the Committee substitute for H. B. 52, entitled "An Act to provide Old Age Security for old and incapacitated teachers and State employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide the machinery for the proper administration of this law."

On motion of Mr. Allen, Arch T., the bill is placed on the Calendar.

S. B. 262, a bill to be entitled An act to authorize the Board of County Commissioners of Lee County to levy special taxes for special purposes.

Referred to Committee on the Calendar.

S. B. 275, a bill to be entitled An act to empower the Council of the City of High Point, Guilford County, North Carolina, to relieve the High Point College of paying assessments.

Referred to Committee on the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 281, a bill to be entitled An act to ratify and validate the proceedings of the Town of Jonesville for the issuance of certain bonds of said town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 349, a bill to be entitled An act to amend Chapter 366 of the Private Laws of 1939, which laws constitute the Charter of the City of Charlotte.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 645, a bill to be entitled An act to amend Chapter 280 of the Private Laws of 1891 to enlarge the corporate limits of the Town of Jacksonville.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.



Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 653, a bill to be entitled An act to amend the Charter of the City of Hickory.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 758, a bill to be entitled An act to fix the terms of office of the Mayor and Board of Commissioners of the Town of Murphy, Cherokee County, and to fix the duties and salaries of certain officers of said town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

S. B. 192, a bill to be entitled An act to amend Chapter 477 of the Private Laws of 1937, relating to the Charter of the City of Greenville in Pitt County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 666, a bill to be entitled An act to provide for the payment of salaries of teachers of vocational subjects of Columbus County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 746, a bill to be entitled An act to validate Chapter CXVI of the Private Laws of 1869-1870, as amended, the same being an Act to incorporate the Town of Bakersville in Mitchell County; and to amend said Act in relation to certain officers of said town.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.



H. B. 748, a bill to be entitled An act to validate proceedings of the Board of County Commissioners of Madison County, North Carolina, for the authorization of bonds and bond anticipation notes in an amount of \$25,000 for the repair of the county jail, to validate the issuance of said bond anticipation notes, and to validate bonds to be issued pursuant to such proceedings.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 750, a bill to be entitled An act to amend Chapter 9 of the Private Laws of 1929 of North Carolina, enlarging the corporate limits of the Town of Canton.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 775, a bill to be entitled An act to revise and consolidate the Charter of the Town of Columbia, North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens,

Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 782, a bill to be entitled An act to ratify and validate the proceedings for the establishment of Pitt County Drainage District No. 3, and issuance of bonds of said district.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 799, a bill to be entitled An act enabling the County of Carteret to establish an Airport Authority for the maintenance of airport facilities in the County of Carteret for the citizens of Beaufort, Morehead City, Carteret County and vicinity.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 806, a bill to be entitled An act to amend the Charter of the Town of Wilson, North Carolina, to acquire and operate an airport.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain,



Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

S. B. 216, a bill to be entitled An act to amend Section 23 of Chapter 422 of the Public-Local Laws of 1939, relating to fees of the Clerk of the Superior Court of Forsyth County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

S. B. 220, a bill to be entitled An act to validate the proceedings for the establishment of Edgecombe County Drainage District No. 2 and the issuance of bonds of said districts.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

S. B. 236, a bill to be entitled An act to extend the corporate limits of the Town of Snow Hill so as to include the Snow Hill Baseball Park.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown,

Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

S. B. 240, a bill to be entitled An act validating the proceedings authorizing and providing for the issuance of \$20,000 water and sewer bonds of the Town of Pink Hill.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten, and Worthington—74.

Those voting in the negative are: None.

H. B. 345, a bill to be entitled An act to amend Section 3903 of the Consolidated Statutes of North Carolina, relating to the fees of the Clerk of the Superior Court of Nash County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 422, a bill to be entitled An act providing for the payment of a bounty for the destruction of hawks, crows, owls and grey foxes in Alleghany County.

On motion of Mr. Edwards of Alleghany the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 594, a bill to be entitled An act to increase the fees of the Justices of the Peace and other officers of Wilson County.

On motion of Mr. Moore of Wilson the bill is laid on the table.

H. B. 679, a bill to be entitled An act to permit the Board of Commissioners of New Hanover County to fix the salaries of certain officers and employees of said county.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 686, a bill to be entitled An act to validate the acts and proceedings of the Mayor and Aldermen of the Town of Bladenboro, relating to foreclosure of liens for taxes and street assessments.

On motion of Mr. Bridger the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 709, a bill to be entitled An act to establish in the Fire Department of the City of Charlotte a Firemen's Retirement Fund Association.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 716, a bill to be entitled An act to amend Section 17 of Article IX, of Chapter 59, Private Laws of 1913, relating to the terms of office of the Mayor and Commissioners and Judge of the City Court of the City of Raleigh.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 717, a bill to be entitled An act to amend Section 1, of Article IX of Chapter 59, Private Laws of 1913, as amended, to provide a four year term for the Mayor and Commissioners of the City of Raleigh.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 719, a bill to be entitled An act to authorize County Commissioners to refund court costs, fines and money paid out under court order in certain instances.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 720, a bill to be entitled An act granting special powers to Commissioners of Rutherford County and Town Council of Rutherfordton.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 721, a bill to be entitled An act to fix the number of Commissioners of Rutherford County at three instead of five, and to fix their compensation and create districts for their nomination.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 722, a bill to be entitled An act to amend Public-Local Laws of 1929, Chapter 111, as amended, to allow the Commissioners of Rutherford County to appoint the County Tax Collector; and to prohibit the payment of commissions for collection of taxes to any collector or attorney and to require that compensation therefor shall be on a salary or fixed basis.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 725, a bill to be entitled An act to aid in the collection of delinquent taxes in Rutherford County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 728, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939, and relating to the terms of the Board of Education and School Committeemen in Onslow County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 729, a bill to be entitled An act to prohibit the shooting of fire-works or other explosives in Whitehead Township, Alleghany County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 738, a bill to be entitled An act to amend Chapter 651 of the Public Laws of 1909, as amended, the same being entitled "An Act to establish a municipal Court for the City of Greensboro and prescribe the jurisdiction thereof."

On motion of Mr. Pickens the Committee Amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 739, a bill to be entitled An act to amend Chapter 558 of the Public-Local Laws of 1937, relating to clerical assistance in the offices of Register of Deeds and Clerk of the Superior Court of McDowell County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 747, a bill to be entitled An act to aid in the collection of delinquent taxes in Madison County and the municipalities therein.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 751, a bill to be entitled An act to amend Section 1276 of the Consolidated Statutes of North Carolina of 1919, as amended, relating to the sale of witness tickets, by removing Haywood County from its provisions.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 753, a bill to be entitled An act to amend Chapter 596 of the Public-Local Laws of 1930, so as to make the same applicable to all of Forsyth County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 757, a bill to be entitled An act to appoint W. O. Nesbitt receiver of Little Swift Creek Drainage District.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 774, a bill to be entitled An act to provide for the distribution of profits from Alcoholic Beverage Control stores in Halifax County.

Mr. Allsbrook offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 785, a bill to be entitled An act to create a board for the purpose of acquiring, constructing, operating and maintaining a public library in the City of High Point.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 787, a bill to be entitled An act to make it unnecessary to register or record certain right-of-way easements in Carteret County.

Mr. Worthington offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.



H. B. 791, a bill to be entitled An act to place certain officers of Jones County on a salary basis.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 779, a bill to be entitled An act relating to the salary of the Deputy Sheriff of Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 781, a bill to be entitled An act to amend Chapter 174 of the Public-Local Laws of 1935, relating to salaries of officers of Nash County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 783, a bill to be entitled An act to amend H. B. 295 relating to public drunkenness, so as to eliminate Burke County from the provisions thereof.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 800, a bill to be entitled An act to amend Chapter 762 of the Public-Local Laws of North Carolina, Session 1915, relating to the Recorder's Court of Warren County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 201, a bill to be entitled An act to amend Chapter 248, Section 1, Public-Local Laws of 1923.

Passes its second and third readings, and is ordered enrolled.

S. B. 217, a bill to be entitled An act to amend Section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by Chapter 156 of the Public Laws of 1931 and by Chapter 92 of the Public Laws of 1939, relating to reports of the Clerk of the Superior Court of Forsyth County.

Passes its second and third readings, and is ordered enrolled.

S. B. 218, a bill to be entitled An act to repeal Chapter 385 of the Public Laws of 1939, relating to Forsyth County only.

Passes its second and third readings, and is ordered enrolled.

S. B. 225, a bill to be entitled An act to confer limited civil jurisdiction upon the criminal terms of Court of the Superior Court of Cumberland County.

Passes its second and third readings, and is ordered enrolled.

S. B. 233, a bill to be entitled An act to amend Section 6023 of the Consolidated Statutes of 1919, as amended, to fix the filing fees for primary elections in Sampson County for the office of Justice of the Peace and Constable.

Passes its second and third readings, and is ordered enrolled.

S. B. 234, a bill to be entitled An act to empower the governing body of the City of Concord to relieve churches from paving assessments.

Passes its second and third readings, and is ordered enrolled.

S. B. 242, a bill to be entitled An act to fix the salaries of the Judge and Solicitor of the Recorder's Court, and the Special Deputy Clerk of the Superior Court Acting Clerk of the Recorder's Court of Halifax County.

Passes its second and third readings, and is ordered enrolled.

S. B. 243, a bill to be entitled An act relating to the collection of delinquent taxes in the County of Edgecombe and certain municipalities situated therein.

Passes its second and third readings, and is ordered enrolled.

H. B. 494, a bill to be entitled An act to regulate the manufacture, sale and distribution of agricultural liming material, agricultural liming material with potash and land plaster in North Carolina.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurstun, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

H. B. 633, a bill to be entitled An act to amend H. B. 11, being the Amendatory Revenue Act of 1941, and to provide for the printing in one compilation of the Revenue Act of 1939 and of the amendments and supplements thereto.

Mr. Bryant offers an amendment which is adopted.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurstun, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

H. B. 689, a bill to be entitled An act to authorize the issuance of \$60,000.00 Revenue Bonds for the North Carolina State College of Agriculture and Engineering of the University of North Carolina for the purpose of refunding the outstanding Athletic Stadium Revenue Bonds and payment of the outstanding indebtedness of the Athletic Department.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of



Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

H. B. 702, a bill to be entitled An act to extend the period during which counties, cities, towns and sanitary districts may issue Revenue Bonds for the acquisition, construction, reconstruction, improvement, betterment and extension of Revenue-producing undertakings as authorized by Chapter 2 of the Public Laws of the State of North Carolina, Extra Session, 1938.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

H. B. 706, a bill to be entitled An act to authorize the issuance of bonds or notes for the State, when approved by the Governor and Council of State, for the protection of the State's interest in the Atlantic and North Carolina Railroad.

Passes its third reading by the following vote and is ordered sent to the Sénate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurston, Umstead,

Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

S. B. 170, a bill to be entitled An act to repeal Chapter 75 of the Public-Local Laws of 1924, Extra Session, relative to the issuance of bonds by the County of Franklin or the Town of Louisburg.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Austin, Benton, Bost, Bridger, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Caldwell, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Story, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Ward, Weeks, Wooten and Worthington—74.

Those voting in the negative are: None.

H. B. 397, a bill to be entitled An act to regulate and supervise public live stock markets and dealers in live stock and to prevent the spread of contagious and infectious diseases of live stock.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

Committee substitute for H. B. 445, a bill to be entitled An act to amend Section 24 of Chapter 145 of the Public Laws of 1931, as amended, relating to the motor fuel road tax, so as to enlarge the definition of motor fuels and provide for a road use tax on any person owning or operating a motor vehicle propelled by a product not within the definition of motor fuels.

On motion of Mr. Stone the Committee substitute bill is adopted, constituting the first reading of the bill.

Mr. Stone offers two amendments, which are adopted.

H. B. 695, a bill to be entitled An act to amend Chapter 390 of the Public Laws of 1939, providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense.



Mr. Richardson offers an amendment, which is adopted.

The amendments offered by Mr. Bryant on yesterday are adopted.

Mr. Bryant offers an amendment, which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

H. B. 698, a bill to be entitled An act to provide for examinations by the State Banking Commission of certain loan agencies not now under the supervision of or reporting to the State Banking Commission, the Insurance Commissioner or the Commissioner of Agriculture.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

H. B. 765, a bill to be entitled An act to amend Consolidated Statutes, Section 5356, as amended, of the drainage law authorizing appointment of receivers for defaulting districts.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee,

Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

S. B. 77, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1937, and Act amendatory thereof, relating to the State Board of Examiners of Tile Contractors and the licensing of persons engaging in contracting business.

Several members offer amendments.

On motion of Mr. Wallace of Lenoir, the bill and all its amendments are laid on the table.

S. B. 148, a bill to be entitled An act to amend Section 2787 of the Consolidated Statutes of 1919, as amended, so as to authorize cities to enact ordinances imposing fees for the privilege of parking in certain areas.

Mr. Cook offers an amendment which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Bryant, Burns, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, Paschal, Pearsall, Penland, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Senter, Stone, Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Wallace of Johnston, Wallace of Lenoir, Weeks, Williams, Winkler, Wooten and Worthington—79.

Those voting in the negative are: None.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 334. An Act to authorize the North Carolina Cape Hatteras Seashore Commission to condemn land for National seashore purposes according to the procedure contained in the Public Works Eminent Domain Law, the same being Chapter 470 of the Public Laws of 1935.

H. B. 337. An Act to permit the State School Commission to operate the school buses one day prior to the opening of the public school term for the purpose of organizing the school and promoting the efficiency of the operation of the same.



H. B. 356. An Act to amend Consolidated Statutes 108, Volume 1, 1919, relating to the cost of gravestones which may be erected by executors or administrators of estates.

H. B. 361. An Act to amend Chapter 136 of the Public Laws of 1917, relating to municipal corporations.

H. B. 386. An Act to amend Section 1789 of Volume I of the Consolidated Statutes of North Carolina of 1919, relating to itemized and verified accounts as evidence.

H. B. 395. An Act to provide for a special election for the erection of a municipal auditorium in the City of Charlotte and to levy a tax therefor.

H. B. 398. An Act to appoint a Mayor and Board of Commissioners in the Town of Bath and authorize the election of their successors.

H. B. 404. An Act to amend Chapter 57, Public Laws of 1937, relating to the appointment of County Electrical Inspectors.

H. B. 434. An Act to exempt fox hounds from taxation in Hertford County.

H. B. 504. An Act to authorize the Morganton graded school district, a city administrative unit, to reallocate certain funds for school building purposes in said district.

H. B. 507. An Act authorizing the transfer of certain assets to the general fund of Sampson County.

H. B. 532. An Act to repeal Chapter 299 of the Public-Local Laws of 1939, being An Act to create a Board of Trustees for the City of Wilmington Employees' Pension Fund, and to establish a fund to be known as the "City of Wilmington Employees' Pension Fund."

H. B. 565. An Act to amend Chapter 361 of the Public-Local Laws of 1937, relating to the salary of the Health Officer of Elizabeth City.

H. B. 586. An Act to amend Section 2806 (i) of the Consolidated Statutes of North Carolina so as to authorize municipalities in Davie County to fix and collect sewerage service charges.

H. B. 630. An Act to establish as a Wild Bird Sanctuary, the City of Statesville within its entire corporate limits.

H. B. 631. An Act to prohibit the sale of beer, ale, wine or other intoxicants in the Town of Collettsville in Caldwell County or within a radius of one-half mile of any church or school in said town.

H. B. 649. An Act to amend Chapter 460 of the Public-Local Laws of 1933, relating to the election of County Commissioners in Pasquotank County.

S. B. 44. An Act to provide State aid for public libraries in North Carolina.

S. B. 101. An Act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

S. B. 166. An Act to amend Section 2502 of the Consolidated Statutes, in so far as the same relates to Bladen County, requiring the return of marriage license within ten days after the celebration of the marriage.

S. B. 180. An Act to amend Chapter 170, Public Laws of North Carolina, 1939, relating to the publication of legal notices and other legal and public advertisements in the City of Rocky Mount, in Nash and Edgecombe Counties.

S. B. 188. An Act to amend Chapter 134, Public Laws of 1933, being An Act to abolish the Corporation Commission and create the office of Utilities Commissioner and to prescribe and define the functions, powers, and duties of such Utilities Commissioner.

S. B. 193. An Act to regulate the fees of certain officers in Stokes County.

S. B. 215. An Act to fix the salaries of the Clerk of the Superior Court and Register of Deeds in Halifax County.

S. B. 277. An Act to empower the governing body of the City of Gastonia to relieve churches from paving assessments.

H. B. 174. An Act to amend Chapter 37 of the Private Laws of 1923, relative to the Charter of the City of Greensboro.

H. B. 190. An Act to change the method of enlarging Riders Creek Drainage District in Tyrrell County.

H. B. 238. An Act to amend Section 1443, as amended, of the Consolidated Statutes of North Carolina, relative to the January term of the Superior Court in Montgomery County so as to provide for the trial of uncontested divorce cases.

H. B. 314. An Act to amend the Motor Vehicle Law relating to out of State motor vehicles.

On motion of Mr. Underwood the House adjourns, and will meet Monday at 11:00 A.M.

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### FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES,  
MONDAY, March 10, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Story, for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct and the same stands approved.

On motion of Mr. Stone, William Bolyn Garrett, Jr. and Robert Cage Garrett of Danville, Virginia, are made Honorary Pages of the House, and Laurabeth Garrett of Danville, Virginia, is made an Honorary Page of the House of Representatives.

On motion of Mr. Brown, H. B. 675, a bill to be entitled An act relating to the operation of taxi cabs in the municipalities of Richmond County, is taken from the unfavorable Calendar and placed on the Calendar for today.

On motion of Mr. Allsbrook, H. B. 774, a bill to be entitled An act to provide for the distribution of profits from alcoholic beverage control stores in Halifax County, is recalled from the engrossing office for further consideration by the House.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on the Calendar.



H. B. 825, a bill to be entitled An act relating to the Recorder's Court of Middle Creek Township in Wake County.

With a favorable report.

H. B. 823, a bill to be entitled An act to amend the Charter of the City of Hickory.

With a favorable report.

H. B. 839, a bill to be entitled An act relative to the consolidated Board of Health of the City of Wilmington and the County of New Hanover.

With a favorable report.

S. B. 131, a bill to be entitled An act to regulate the sheriff's department of Rutherford County by placing the sheriff and deputy sheriffs on a salary and full time basis.

With a favorable report.

H. B. 828, a bill to be entitled An act to amend the Charter of the City of Shelby relative to water and light extensions.

With a favorable report.

S. B. 198, a bill to be entitled An act to establish a State authorized trademark, for identifying and advertising North Carolina farm products of standardized quality and to provide for the proper use and regulation of such trade-mark.

With a favorable report.

S. B. 221, a bill to be entitled An act to repeal Section 4392 of the Consolidated Statutes, relating to the sale of bonds.

With a favorable report.

S. B. 226, a bill to be entitled An act to authorize the Board of Education of Burlington City Administrative School Unit to convey certain lands to the City of Burlington.

With a favorable report.

S. B. 230, a bill to be entitled An act to amend Section 7064 of Volume 2 of the Consolidated Statutes of 1919, as amended, relating to the organization of County Boards of Health and providing compensation for the members of such Boards.

With a favorable report.

S. B. 248, a bill to be entitled An act to validate proceedings heretofore taken to provide for the issuance of certain bonds of the Town of Woodland, and to provide for the issuance of said bonds.

With a favorable report.

S. B. 253, a bill to be entitled An act to amend Chapter 168, Public-Local Laws of 1939, relative to an act enabling the City of Raleigh, the City of Durham, the County of Durham, and the County of Wake, to jointly acquire and establish an airport by said Cities and Counties.

With a favorable report.

S. B. 254, a bill to be entitled An act to establish a pension fund for the retirement and disability of members of the fire department of the City of High Point.

With a favorable report.

S. B. 262, a bill to be entitled An act to authorize the Board of County Commissioners of Lee County to levy special taxes for special purposes.

With a favorable report.

S. B. 275, a bill to be entitled An act to empower the Council of the City of High Point, Guilford County, North Carolina, to relieve the High Point College of paving assessments.

With a favorable report.

H. B. 827, a bill to be entitled An act to create the office of tax collector for the County of Ashe and to regulate salaries and/or fees of the sheriff and other officers of said county.

With a favorable report.

H. B. 837, a bill to be entitled An act requiring the term of office of all appointees of the board of commissioners of Wilson County to expire on the first Monday in December of each and every year and to require the Commissioners to make new appointments on that day.

With a favorable report.

S. B. 145, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937 requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

With an unfavorable report.

H. B. 767, a bill to be entitled An act relating to Justice of the Peace in Henderson County.

With an unfavorable report.

S. B. 99, a bill to be entitled An act for the relief of residents of this State who are now or will be inducted into the armed forces of the United States.

With an unfavorable report.

By Mr. Edwards, for the Committee on Salaries and Fees.

H. B. 673, a bill to be entitled An act to amend Chapter 587 of the Public-Local Laws of 1939 relating to the compensation for the Chairman of the Board of County Commissioners for McDowell County.

With a favorable report.

H. B. 667, a bill to be entitled An act to fix the salary of the Assistant Clerk of the Superior Court of Columbus County.

With a favorable report.

H. B. 658, a bill to be entitled An act to amend Chapter 53 of the Public Laws of 1931, to place the Treasurer-Tax Collector of Mitchell County on a fee basis.

With a favorable report.

H. B. 669, a bill to be entitled An act to amend Chapter 512 of the Public-Local Laws of 1933 fixing the salary of the Register of Deeds of Columbus County.

With a favorable report.

H. B. 730, a bill to be entitled An act to amend Section 3923 of the Consolidated Statutes of North Carolina, relating to fees of Justices of the Peace for Avery County.

With a favorable report.

H. B. 724, a bill to be entitled An act to regulate the fees and salaries of officers and jurors in Rutherford County.

With a favorable report.

H. B. 723, a bill to be entitled An act to fix the salary of the Auditor of Rutherford County at \$2,000.00 yearly.

With a favorable report.



H. B. 718, a bill to be entitled An act relating to fees of witnesses in certain criminal cases.

With a favorable report.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 460, a bill to be entitled An act to amend and supplement an Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, the same being Chapter 358 of the Public Laws of 1939.

H. B. 399, a bill to be entitled An act to amend Chapter 260, Public-Local Laws of 1937, regulating the use of long haul or drag nets in the waters of Beaufort County.

H. B. 696, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Gastonia to provide for the building, equipping and enlarging of the airports of the City of Gastonia and the levying of taxes thereon.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Penland: H. B. 842, a bill to be entitled An act to amend Chapter 35, Private Laws, Extra Session, 1920, relating to the corporate limits of the Town of Hayesville, Clay County.

On motion of Mr. Penland the bill is placed on the Calendar.

By Mr. Pitman of Avery: H. B. 843, a bill to be entitled An act to appoint a Tax Collector for the County of Avery.

Referred to Committee on the Calendar.

By Mr. Burgin: H. B. 844, a bill to be entitled An act regulating the fees to be received by Justices of the Peace in Henderson County.

Referred to Committee on the Calendar.

By Mr. Whitener: H. B. 845, a bill to be entitled An act to require the State Highway and Public Works Commission to maintain roads and streets situated in subdivisions lying outside the corporate limits of municipalities in this State.

Referred to Committee on the Calendar.

By Mr. Davis of Dare: H. B. 846, a bill to be entitled An act to authorize Dare County to accept payment of delinquent taxes without interest, if paid by January 1, 1942, to authorize readjustment of property values in certain cases, and other purposes.

On motion of Mr. Davis the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Dobson: H. B. 847, a bill to be entitled An act to validate the actions and proceedings of the Board of County Commissioners of Surry County in

installing a new system of indexes in Surry County in certain County offices.

On motion of Mr. Dobson the bill is placed on the Calendar.

And

H. B. 848, a bill to be entitled An act to amend Chapter 525 Public-Local Laws of 1939 relating to the creation of school districts and the issuance of bonds for the purpose of erecting school buldings and for the purpose of operating schools at a higher standard than that provided by state support so as to make the same applicable to Surry County.

On motion of Mr. Dobson the bill is placed on the Calendar.

By Messrs. Hatch, Allen, Arch T., and Allen, J. Leroy: H. B. 849, a bill to be entitled An act to amend the Private Laws of 1909, Chapter 111, to change the boundaries of the Town of Wake Forest in the County of Wake, North Carolina.

On motion of Mr. Allen, Arch T., the bill is placed on the Calendar.

By Mr. Rogers of Polk: H. B. 850, a bill to be entitled An act to amend Consolidated Statutes 65 (a), Volume 3, 1924, as amended, so as to include Polk County under the provisions thereof.

On motion of Mr. Rogers of Polk the bill is placed on its immediate passage.  
Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Hutchins: H. B. 851, a bill to be entitled An act to provide for the election of the Tax Collector of Madison County and to fix the salary of the said Collector.

Referred to Committee on the Calendar.

By Messrs. Allsbrook and Everett: H. B. 852, a bill to be entitled An act to create a special assessment district in Halifax County.

On motion of Mr. Allsbrook the bill is placed on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 47, a bill to be entitled An act to provide for an appropriation of State funds for the maintenance and improvement of highways in cities and towns.

Referred to Committee on Appropriations.

S. B. 128, a bill to be entitled An act to provide for and to regulate the incorporation of non-profit Hospital Service Corporations and to provide for the supervision and regulation of such corporations by the State Commissioner of Insurance.

Referred to Committee on the Calendar.

S. B. 187, a bill to be entitled An act to amend Consolidated Statutes 4689 (a), 4689 (b), 4689 (c), and 4689 (d), Volume 3, 1924, relating to the collection of agricultural statistics and reports in this State.

Referred to Committee on the Calendar.

S. B. 224, a bill to be entitled An act to amend Chapter 172 of the Public Laws of 1933, as amended by Chapter 257 of the Public Laws of 1935, relating to women prisoners.

Referred to Committee on the Calendar.



S. B. 229, a bill to be entitled An act to amend the committee substitute for H. B. 52, entitled "An Act to provide old age security for old and incapacitated teachers, and State employees. To provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide the machinery for the proper administration of this law."

Referred to Committee on the Calendar.

S. B. 238, a bill to be entitled An act to amend Section 5214 of Volume 2 of the Consolidated Statutes of 1919 relating to Credit Unions.

Referred to Committee on the Calendar.

S. B. 246, a bill to be entitled An act to amend Chapter 169, Public Laws 1937 entitled An act supplemental to and amending Chapter 422, Public Laws 1935 and to provide free basal textbooks to the elementary school children of the State and to continue the rental system for high school books and supplementary readers.

Referred to Committee on the Calendar.

S. B. 251, a bill to be entitled An act to authorize the Board of Commissioners of Mecklenburg County to enter into agreements and to create liens for unpaid portion of the costs of terracing farm lands in Mecklenburg County.

Referred to Committee on the Calendar.

S. B. 292, a bill to be entitled An act to prohibit the killing of wild turkeys in Randolph for a period of five years.

Referred to Committee on the Calendar.

H. B. 390, a bill to be entitled An act to amend Section 593 and Section 597 (b), of Volume 3 of the Consolidated Statutes of North Carolina, and to repeal Section 597 (c), of Volume 3 of the Consolidated Statutes of North Carolina, relating to judgments.

Placed on Calendar for concurrence in the Senate amendment.

H. B. 600, a bill to be entitled An act to validate the acts of three commissioners of the Town of Waxhaw, to validate a water and sewer bond issue of said town in the sum of \$50,000.00, and to amend Chapter 57 of the Private Laws of 1919, provided for three town commissioners in lieu of five.

For concurrence in the Senate amendment.

On motion of Mr. Richardson the House concurs in the Senate amendment, which is held not to be material and the bill is ordered enrolled.

S. B. 259, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

Referred to Committee on Finance.

S. B. 277, a bill to be entitled An act to amend the local Government Act, being Chapter 60 of the Public Laws of 1931, as amended.

Referred to Committee on the Calendar.

S. B. 241, a bill to be entitled An act to provide for an additional County Commissioner for the County of Hertford, said Commissioner to be elected at large.

Referred to Committee on the Calendar.

S. B. 289, a bill to be entitled An act to regulate and fix term of Grand Juries for Randolph County.

Referred to Committee on the Calendar.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 437, a bill to be entitled An act to amend Chapter 52 of the Public Laws of 1935, placing certain offenses within the jurisdiction of Justices of the Peace.

On motion of Mr. Woods the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 734, a bill to be entitled An act to ratify the probates, acknowledgments and other official acts of G. C. Hauser, a Justice of the Peace of Surry County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 737, a bill to be entitled An act to amend Section 6023 of the Consolidated Statutes of North Carolina of 1919 as amended, relating to filing fees of candidates in primaries as the same applies to Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 656, a bill to be entitled An act to authorize the extension of the town limits of the Town of Hayesville in Clay County.

On motion of Mr. Penland consideration of the bill is postponed indefinitely.

H. B. 658, a bill to be entitled An act to amend Chapter 53 of the Public Laws of 1931, to place the Treasurer-Tax Collector of Mitchell County on a fee basis.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 667, a bill to be entitled An act to fix the salary of the Assistant Clerk of the Superior Court of Columbus County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 669, a bill to be entitled An act to amend Chapter 512 of the Public-Local Laws of 1933 fixing the salary of the Register of Deeds of Columbus County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 675, a bill to be entitled An act relating to the operation of taxi-cabs in the municipalities of Richmond County.

Mr. Brown offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 673, a bill to be entitled An act to amend Chapter 587 of the Public-Local Laws of 1939, relating to the compensation of the Chairman of the Board of County Commissioners of McDowell County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 718, a bill to be entitled An act relating to fees of witnesses in certain criminal cases.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 724, a bill to be entitled An act to regulate the fees and salaries of officers and jurors in Rutherford County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 723, a bill to be entitled An act to fix the salary of the Auditor of Rutherford County at \$2,000.00 yearly.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 730, a bill to be entitled An act to amend Section 3923 of the Consolidated Statutes of North Carolina, relating to fees of Justices of the Peace for Avery County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 825, a bill to be entitled An act relating to the Recorder's Court of Middle Creek Township in Wake County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 756, a bill to be entitled An act to provide for primary and general municipal elections for the Town of Aurora, Beaufort County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 784, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939 as said act relates to the City of High Point.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 803, a bill to be entitled An act to amend Section 2315 of the Consolidated Statutes of 1919 relating to the drawing of jurors in Cabarrus County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 808, a bill to be entitled An act fixing the compensation of the Chairman of the Board of County Commissioners of Columbus County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 809, a bill to be entitled An act to appoint a Deputy Recorder for the Columbus County Recorder's Court.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 812, a bill to be entitled An act to establish the Winston-Salem Firemen's Retirement Fund Association.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 820, a bill to be entitled An act to regulate payment of street and sidewalk assessments by churches in the City of Salisbury, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 828, a bill to be entitled An act to amend the charter of the City of Shelby relative to water and light extensions.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 837, a bill to be entitled An act requiring the term of office of all appointees of the Board of Commissioners of Wilson County to expire on the first Monday in December of each and every year and to require the Commissioners to make new appointments on that day.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 226, a bill to be entitled An act to authorize the Board of Education of Burlington City Administrative School Unit to convey certain lands to the City of Burlington.

Passes its second and third readings, and is ordered enrolled.

S. B. 275, a bill to be entitled An act to empower the Council of the City of High Point, Guilford County, North Carolina, to relieve the High Point College of paving assessments.

Passes its second and third readings, and is ordered enrolled.

S. B. 255, a bill to be entitled An act to amend Chapter 98 of Section 6069 Consolidated Statutes of North Carolina pertaining to the Firemen's Relief Fund.

Passes its second and third readings, and is ordered enrolled.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 7. An Act to apportion the members of the House of Representatives among the several counties of the State.

H. B. 15. An Act to amend Section 1884 of the Consolidated Statutes of North Carolina, Volume 1, 1919, relating to fish and fisheries.

H. B. 39. An Act to regulate the sale of seed sold, offered for sale, or exposed for sale in the State of North Carolina.

H. B. 74. An Act to amend Chapter 78, Public Laws of 1931, as amended by Chapter 227, Public Laws 1935, relative to substitution of trustees in mortgages and deeds of trust.

H. B. 76. An Act fixing and defining the term of the agricultural tenancy year in Person County.

H. B. 111. An Act to amend Section 7, Chapter 100, of the Public Laws of North Carolina, Session 1927, relating to the powers of sanitary districts.

H. B. 114. An Act relating to the transfer of cases on the abolition of courts inferior to the Superior Courts.

H. B. 117. An Act to authorize the Department of Conservation and Development to acquire by condemnation such land for State forests, State parks and other public developments as may be necessary.

H. B. 119. An Act to exempt gasoline used in public school transportation from all gasoline taxes imposed by the State of North Carolina.

H. B. 130. An Act to amend Chapter 115 of the Public Laws of 1939 relating to the custody of children of divorced parents in cases where the divorce was granted outside of North Carolina.



H. B. 137. An Act to provide for leaves of absence without compensation for State and local officials absent from their duties by reason of military and naval service, protracted illness, or other causes.

H. B. 141. An Act to aid in the registration of birth certificates.

H. B. 145. An Act to amend Consolidated Statutes 5892, Volume 2, 1919, relating to the admission of students to the North Carolina School for the Deaf at Morganton.

H. B. 157. An Act relating to the calling and conducting of elections and the method of levying and collecting taxes for a ninth month supplement to the Canton graded school district.

H. B. 163. An Act to amend Section 157 Consolidated Statutes of North Carolina, relative to commissions allowed representatives.

H. B. 170. An Act providing for a Board of Education for Yancey County and to repeal Public-Local Laws relating to the Board of Education of Yancey County.

H. B. 183. An Act to amend Chapter 310 of the Public Laws of 1939, so as to exempt non-stock, non-profit, charitable hospitals from taxation.

H. B. 194. An Act to amend Chapter 118, Sub-Chapter 2, Article 6, of the Consolidated Statutes, relating to birth certificates.

H. B. 203. An Act to amend Chapter 136 of the Public-Local Laws of 1939, relating to the nomination of members of the Board of Education of Pamlico County, and the nomination and election of the members of the Pamlico County Board of Commissioners.

H. B. 229. An Act to provide for the liquidation of the State Dry Cleaners Commission.

H. B. 235. An Act to amend Chapter 249 of the Public Laws of 1925, as amended by Chapter 19 of the Public Laws of 1935, as amended by Chapter 61 of the Public Laws of 1939, relating to the transfers and assignments of claims against the State.

H. B. 237. An Act to amend Section 2436 of the Consolidated Statutes of 1919, as amended, to provide a laborer's lien on mine and quarry products and the tools and machinery used in connection therewith.

H. B. 264. An Act to repeal Chapter 239 of the Public Laws of 1937, relative to the organization and management of Mutual Burial Associations, and to provide for supervision thereof.

H. B. 277. An Act to promote efficiency in the operation of the six months' constitutional school term in Alamance County by providing for supervision of instruction and/or otherwise providing for the professional improvement of teachers.

H. R. 305. A joint resolution authorizing the Governor of the State of North Carolina to appoint a commission composed of nine members to inquire into the feasibility of increasing the number of judicial districts in the State of North Carolina.

H. B. 13. An Act to make appropriations for the maintenance of the State's Departments, Bureaus, Institutions, and Agencies, and for other purposes.

H. B. 218. An Act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

H. B. 303. An Act to make it unlawful to fish from or near a bridge on the River Road over Beaver Creek in Saint Matthews Township, Wake County.

H. B. 319. An Act to amend Section 5000 of the Consolidated Statutes relating to jewelry auctioneers.

H. B. 335. An Act to amend Section 1681 of the Consolidated Statutes of North Carolina, and to exempt Scotland County from certain of the provisions thereof.

H. B. 343. An Act to provide a Civil Service Commission for the members of the police and fire departments of the City of Kinston, North Carolina.

H. B. 363. An Act to amend Chapter 86 of the Public Laws of 1887 and the acts amendatory thereof relating to the Charter of the Public Schools of Durham, North Carolina.

H. B. 366. An Act to prohibit dances on Saturday nights and Sundays in Montgomery County.

H. B. 392. An Act to amend Chapter 82 of the Public-Local Laws of North Carolina, 1939, relating to the collection of taxes in Pamlico County.

H. B. 412. An Act to amend Chapter 332, Private Laws of North Carolina, Session of 1913, as amended.

H. B. 416. An Act to amend the Charter of the Fayetteville graded schools.

H. B. 439. An Act to regulate the grand jury of Cleveland County, so as to increase the term of service to one year.

H. B. 446. An Act to validate certain bonds of the Town of Bladenboro and to authorize the issuance of refunding bonds of said town.

H. B. 453. An Act to authorize the Town of Hemp, in Moore County, to reconvey to the Grantor certain real estate situate in said town for which no compensation was paid, and to authorize said town to lease what is known as the Community House and property for the purpose of securing its operation and maintenance for the public.

H. B. 461. An Act to amend Chapter 185 of the Private Laws of 1909, as amended by Chapter 166 of the Private Laws of 1929, relating to the tax rate in the Town of Kenly.

H. B. 463. An Act to describe and define the limits and boundaries of the Town of Newton, in Catawba County.

H. B. 466. An Act to authorize and empower the officers and trustees of Providence Memorial Christian Church to preserve, improve and beautify the cemetery of said church at Graham, Alamance County, North Carolina, and to authorize the Providence Memorial Association to participate therein.

H. B. 474. An Act to validate the bonded debt of Surry County and various Townships in said County, and to provide for the refunding of said debt.

H. B. 475. An Act to amend Chapter 168, Private Laws of 1887, Charter of the Town of Roxboro.

H. B. 477. An Act to authorize and empower the City Council of Salisbury and the Board of Commissioners of Rowan County, North Carolina, to make appropriations out of public funds for the purpose of aiding the Samuel C. Hart post number 14, of the American Legion, of Salisbury, North Carolina, to carry on its service office charity work for disabled World War Veterans and/or their families.

H. B. 478. An Act to ratify the acts of J. G. Butts, L. A. Parks and Edward Meyer, Justices of the Peace of Halifax County.

H. B. 482. An Act to authorize and direct the payment of the surplus of the High Point Township Railroad Bond Fund to the maintenance of Plant and Fixed Charges Fund of the High Point City Administrative School Unit.



H. B. 492. An Act to amend the Charter of the Town of Plymouth.

H. B. 502. An Act to amend Chapter 389 of the Public-Local Laws of 1939, to allow publication of reports of officers of Caswell County in newspapers of Caswell County having less than 500 paid subscribers.

H. B. 503. An Act to change the corporate limits of the Town of Carolina Beach.

H. B. 508. An Act to validate a special tax levy of Sampson County for repairs to jail and other County buildings.

H. B. 509. An Act to transfer certain unexpended funds from the funding bond interest and sinking fund to the road bond interest and sinking fund of the County of Sampson.

H. B. 517. An Act validating township and road district debt in Madison County and to provide for assuming and refunding said debt by Madison County.

H. B. 522. An Act to authorize the levy of taxes by the Town of Creswell, for debt service.

H. B. 529. An Act authorizing the Board of Commissioners of Granville County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

H. B. 533. An Act to create a civil service commission for the fire and police departments of the City of Wilmington and to provide the necessary machinery and rules for the organization and operation of said civil service commission and departments.

H. B. 535. An Act to place the judge of the County Recorder's Court of Hyde County on a salary.

H. B. 540. An Act to amend the Charter of the Town of Wilson, North Carolina, to increase the number of wards; to modify the boundaries of the wards; and to change the compensation of the commissioners.

H. B. 548. An Act to authorize the governing body of the Town of Biltmore Forest to establish a sinking fund to pay and retire outstanding bonds.

H. B. 563. An Act to regulate payment of street and sidewalk assessments by Livingstone College in the City of Salisbury, North Carolina.

H. B. 566. An Act to authorize, empower and direct the Board of County Commissioners of New Hanover County to expend money for the development of the port of Wilmington, North Carolina.

H. B. 567. An Act to amend Chapter 418, Public Laws of 1935, as amended by Chapter 471, Public-Local Laws of 1937, by allotting a portion of the alcoholic beverage fund to Wilmington port development.

H. B. 570. An Act to amend Chapter 219 of the Private Laws of 1911, relating to the Charter of the Town of Smithfield.

H. B. 579. An Act to make all former living Governors of the State of North Carolina members of the Board of Trustees of the University of North Carolina.

H. B. 591. An Act to authorize the governing body of the Town of Lansing in Ashe County in its discretion to prohibit the sale of wine and beer within the incorporated limits of said town.

H. B. 593. An Act to authorize the County of Forsyth and the City of Winston-Salem to provide for the consolidation of their respective tax collection departments.

H. B. 605. An Act to ratify the action of the governing body of the Town of Taylorsville in selling certain real property in said municipality.

H. B. 643. An Act to extend the time of final meeting of Jones County Board of Equalization and Review.

H. B. 657. An Act providing for the appointment of a court reporter for Carteret County, North Carolina.

H. B. 665. An Act to consolidate the office of tax attorney and county attorney of Columbus County and define the duties thereof.

H. B. 676. An Act amending an act authorizing the Board of Commissioners of Cumberland County to appoint rural policemen for said County.

H. B. 714. An Act to authorize the mayor and town commissioners of the Town of Stoneville in Rockingham County to sell a lot belonging to said town at private sale.

S. B. 113. An Act to authorize the voters in the Albemarle special school tax district or unit, who live outside of the corporate limits of said town to vote in the primaries and elections for the election of school commissioners in said district.

S. B. 170. An Act to repeal Chapter 75 of the Public-Local Laws of 1924, Extra Session, relative to the issuance of bonds by the County of Franklin or the Town of Louisville.

S. B. 192. An Act to amend Chapter 477 of the Private Laws of 1937 relating to the Charter of the City of Greenville in Pitt County.

S. B. 201. An Act to amend Chapter 248, Section 1, Public-Local Laws of 1923.

S. B. 217. An Act to amend Section 956 of the Consolidated Statutes, Volume 1, 1919, as amended by Chapter 156 of the Public Laws of 1931, and by Chapter 92 of the Public Laws of 1939, relating to reports of the Clerk of the Superior Court of Forsyth County.

S. B. 218. An Act to repeal Chapter 385 of the Public Laws of 1939 relating to Forsyth County only.

S. B. 225. An Act to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Cumberland County.

S. B. 233. An Act to amend Section 6023 of the Consolidated Statutes of 1919, as amended, to fix the filing fees for primary elections in Sampson County for the offices of Justice of the Peace and Constable.

S. B. 234. An Act to empower the governing body of the City of Concord to relieve churches from paving assessments.

S. B. 242. An Act to fix the salaries of the Judge and Solicitor of the Recorder Court, and the Special Deputy Clerk of the Superior Court acting Clerk of the Recorder Court of Halifax County.

S. B. 243. An Act relating to the collection of delinquent taxes in the County of Edgecombe and certain municipalities situated therein.

S. B. 260. An Act to amend Chapter 75 of the Public-Local Laws of 1935, relating to the rural police system of Mecklenburg County.

S. B. 268. An Act to authorize the commissioners of Rockingham County to sell a tract of land belonging to said County at private sale.

On motion of Mr. Richardson, the House takes a recess until 4 o'clock this afternoon.



## AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

MONDAY AFTERNOON, March 10, 1941.

The House meets pursuant to its recess, with Mr. Speaker Mull presiding and resumes consideration of its business.

Courtesies of the floor are extended to Mr. F. H. Gibbs, former member of the Senate from Warren County.

On motion of Mr. Pritchett of Bertie, Jimmie Merritt, son of Representative Merritt of Catawba County, is made an Honorary Page of the House.

On motion of Mr. Bryant, H. B. 745, a bill to be entitled An act to amend the Machinery Act of 1939 so as to provide for classification of forest land for tax purposes, is taken from the Committee on Finance and recommitted to the Calendar Committee.

On motion of Mr. Pearsall, S. B. 259, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering, is recalled from the Committee on Finance and recommitted to the Committee on the Calendar.

On motion of Mr. Allsbrook, the vote by which H. B. 774, a bill to be entitled An act to provide for the distribution of profits from alcoholic beverage control stores in Halifax County, passed its third reading, is reconsidered and the bill remains on the Calendar.

On motion of Mr. Wallace of Lenoir, S. B. 77, a bill to be entitled An act to amend Chapter 86 of the Public-Local Laws of 1937, and act amendatory thereof, relating to the State Board of Examiners of tile contractors and the licensing of persons engaged in the tile contracting business, is taken from the table and recommitted to the Calendar Committee.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Ward, for the Committee on Higher Education.

S. B. 196, a bill to be entitled An act to amend Chapter 242 of the Public Laws of North Carolina 1937 as amended by Chapter 54 of the Public Laws of 1939 and providing additional educational advantages in State institutions to World War orphans.

With a favorable report.

## ENGROSSED BILLS

Mr. McLaughlin, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, and found them properly engrossed and ask that they be sent to the Senate.

It is so ordered.

H. B. 494, a bill to be entitled An act to regulate the manufacture, sale and distribution of agricultural liming material, agricultural liming material with potash, and land plaster in North Carolina.

H. B. 633, a bill to be entitled An act to amend H. B. 11, being the Amendatory Revenue Act of 1941, and to provide for the printing in one compilation

of the Revenue Act of 1939 and of the amendments and supplements thereto, and of the Machinery Act of 1939 and of the amendments and supplements thereto.

H. B. 686, a bill to be entitled An act to validate the acts and proceedings of the Mayor and Aldermen of the Town of Bladenboro, relating to foreclosure of liens for taxes and street assessments.

H. B. 738, a bill to be entitled An act to amend Chapter 651 of the Public Laws of 1909, as amended, the same being entitled "An Act to establish a Municipal Court for the City of Greensboro and prescribe the jurisdiction thereof."

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Withrow: H. R. 853, a joint resolution by the General Assembly of North Carolina, favoring aid to the British Empire and her allies and authorizing the citizens of the State of North Carolina to contribute voluntarily all funds they see fit to this worthy cause.

Referred to Committee on the Calendar.

By Messrs. Vogler, McDougale and Tonissen: H. B. 854, a bill to be entitled An act to regulate the appointment of Constables in Mecklenburg County.

Referred to Committee on the Calendar.

And

H. B. 855, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to the County Board of Equalization and Review; applicable to Mecklenburg County only.

Referred to Committee on the Calendar.

By Mr. Pritchett of Bertie: H. B. 856, a bill to be entitled An act providing for the listing, levying, collecting, selling, foreclosure and settlement of unlisted taxes by the Town of Aulander, Bertie County, N. C.

On motion of Mr. Pritchett the bill is placed on the Calendar.

By Messrs. Stone, Bryant and Garrett: H. B. 857, a bill to be entitled An act to give the State Highway and Public Works Commission authority to establish building lines along certain State Highways.

Referred to Committee on the Calendar.

By Messrs. Uzzell and Ramsay: H. B. 858, a bill to be entitled An act relative to elections in the Town of East Spencer, fixing dates for primary elections and time for filing notice of intention of becoming a candidate.

Referred to Committee on the Calendar.

By Mr. Kearney: H. B. 859, a bill to be entitled An act to regulate fees in criminal actions in Franklin County.

On motion of Mr. Kearney the bill is placed on the Calendar.

And

H. B. 860, a bill to be entitled An act to amend Section 1567, Article 19, of the Consolidated Statutes of North Carolina.

On motion of Mr. Kearney the bill is placed on the Calendar.

By Mr. Allsbrook: H. B. 861, a bill to be entitled An act to establish a conciliation service in the Department of Labor and for the mediation of labor disputes in North Carolina.

Referred to Committee on the Calendar.



By Messrs. Allen, Arch T., and Hatch: H. R. 862, a joint resolution authorizing and directing the Secretary of State to have printed five thousand copies of Chapter 358, Public Laws of 1939, as amended by H. B. 460 known as a bill "To amend and supplement An act to provide for the administration and operation of a uniform system of Public Schools of the State for the term of eight months without the levy of an ad valorem tax therefor" as enacted into law, and that the distribution thereof be under the direction of the State Superintendent of Public Instruction and the State School Commission.

By Mr. Hatch: H. B. 863, a bill to be entitled An act to amend Section 2438 of North Carolina Code of 1939 to extend the right of material men to file a lien.

Referred to Committee on the Calendar.

By Mr. Sherrill: H. B. 864, a bill to be entitled An act to increase the membership of the Board of Education of Graham County from 3 to 7.

Referred to Committee on the Calendar.

And

H. B. 865, a bill to be entitled An act authorizing the Board of Commissioners of Graham County to levy special taxes for the expenses of offices of county accountant and farm demonstration agent.

Referred to Committee on the Calendar.

And

H. B. 866, a bill to be entitled An act to amend Section 6054 of Volume II of the Consolidated Statutes so as to place Graham County under the State-wide primary law.

Referred to Committee on the Calendar.

By Mr. Jarvis: H. B. 867, a bill to be entitled An act to amend Section 4152 of the Consolidated Statutes of North Carolina relating to the probate of wills of non-resident decedents.

Referred to Committee on the Calendar.

By Mr. Weeks: H. B. 868, a bill to be entitled An act to amend Chapter 472 of the Public-Local Laws of 1911, relating to the Recorder's Court of Edgecombe County.

Referred to Committee on the Calendar.

By Messrs. Carlyle, Gass, Vogler and Gobble: H. B. 869, a bill to be entitled An act to amend Chapter 155 of the Public Laws of 1935, relating to the regulation and control of the practice of photography.

Referred to Committee on the Calendar.

By Mr. Edwards of Greene: H. B. 870, a bill to be entitled An act to repeal Sections 2482, 2483 and 2484 of Consolidated Statutes of North Carolina relating to prices to be charged by time merchants in Greene County.

Referred to Committee on the Calendar.

By Mr. Galloway: H. B. 871, a bill to be entitled An act to amend Chapter 170, Public Laws of 1939, the same being An Act to regulate the publication of legal notices and other legal advertising.

• Referred to Committee on the Calendar.

By Mr. Kellum: H. B. 872, a bill to be entitled An act to amend Chapter 89 of the Public Laws of 1931 to provide for the transfer to the Superior Court of all cases in the County Criminal Court of Onslow County, when same is established, in which a jury trial is demanded.

Referred to Committee on the Calendar.

By Mr. Bryant: H. B. 873, a bill to be entitled An act relating to tax research and to amend the Machinery Act relating to the State Board of Assessment.

Referred to Committee on the Calendar.

And

H. B. 874, a bill to be entitled An act to amend Section 151 of Chapter 158 of the Public Laws of 1939, relating to the enforcement provisions of the tax on outdoor advertising.

Referred to Committee on the Calendar.

And

H. B. 875, a bill to be entitled An Act to amend Consolidated Statutes 1744, Volume 3, 1924, as amended, relating to estates.

Referred to Committee on the Calendar.

By Mr. Bridger: H. B. 876, a bill to be entitled An act to authorize the County Commissioners of Bladen County to employ additional deputy sheriffs in certain instances.

Referred to Committee on the Calendar.

By Messrs. Allen, Arch T., Allen, J. Leroy, and Hatch: H. B. 877, a bill to be entitled An act to amend Chapter 387 of the Public Laws of 1935, regulating the practice of veterinary surgery in Wake County.

Referred to Committee on the Calendar.

By Mr. Cook: H. B. 878, a bill to be entitled An act to amend Section 2 of Chapter 82 of the Public Laws of North Carolina, Session of 1939, amending Section 945 of the Consolidated Statutes of North Carolina, 1919, relative to the attendance of Clerks of the Superior Court at their offices.

Referred to Committee on the Calendar.

By Messrs. Worthington and Wooten: H. B. 879, a bill to be entitled An act to amend Chapter 460 of the Public-Local Laws of 1931, relating to the Peace Officers' Relief Fund for the County of Pitt.

Referred to Committee on the Calendar.

By Mr. Moore of Scotland: H. B. 880, a bill to be entitled An act to require a building permit for all new buildings constructed in Scotland County.

Referred to Committee on the Calendar.

By Mr. Taylor of Stokes: H. B. 881, a bill to be entitled An act to amend Chapter 285 of the Public-Local Laws of 1921, relating to the compensation of certain officers in Stokes County.

Referred to Committee on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 307, a joint resolution calling a joint meeting of the Senate and House of Representatives to elect trustees of The University of North Carolina.

On motion of Mr. Wallace of Johnston the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 666, a bill to be entitled An act to provide for the payment of salaries of teachers of vocational subjects of Columbus County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Klutz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 695, a bill to be entitled An act to amend Chapter 390 of the Public Laws of 1939 providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense.

Mr. Caveness offers an amendment, which fails of adoption.

Mr. Umstead and others offer an amendment, which fails of adoption.

Mr. Reynolds offers an amendment, which fails of adoption.

Mr. Moore of Guilford offers an amendment, which is adopted.

Passes its third reading, as amended, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Klutz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—105.

H. B. 746, a bill to be entitled An act to validate Chapter CXVI of the Private Laws of 1869-1870, as amended, the same being an Act to incorporate the Town of Bakersville in Mitchell County; and to amend said Act in relation to certain officers of said Town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 748, a bill to be entitled An act to validate proceedings of the Board of County Commissioners of Madison County, North Carolina, for the authorization of bonds and bond anticipation notes in an amount of \$25,000 for the repair of the County jail, to validate the issuance of said bond anticipation notes, and to validate bonds to be issued pursuant to such proceedings.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 750, a bill to be entitled An act to amend Chapter 9 of the Private Laws of 1929 of North Carolina, enlarging the corporate limits of the Town of Canton.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.



Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 775, a bill to be entitled An act to revise and consolidate the Charter of the Town of Columbia, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 782, a bill to be entitled An act to ratify and validate the proceedings for the establishment of Pitt County Drainage District No. 3, and issuance of bonds of said district.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall,

Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 799, a bill to be entitled An act enabling the County of Carteret to establish an airport authority for the maintenance of airport facilities in the County of Carteret for the citizens of Beaufort, Morehead City, Carteret County and vicinity.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 806, a bill to be entitled An act to amend the Charter of the Town of Wilson, North Carolina, to acquire and operate an airport.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.



S. B. 216, a bill to be entitled An act to amend Section 23 of Chapter 422 of the Public-Local Laws of 1939, relating to fees of the Clerk of the Superior Court of Forsyth County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

S. B. 220, a bill to be entitled An act to validate the proceedings for the establishment of Edgecombe County Drainage District No. 2 and the issuance of bonds of said district.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

S. B. 236, a bill to be entitled An act to extend the corporate limits of the Town of Snow Hill so as to include the Snow Hill baseball park.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum,

Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

S. B. 240, a bill to be entitled An act validating the proceedings authorizing and providing for the issuance of \$20,000.00 water and sewer bonds of the Town of Pink Hill.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McCowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 823, a bill to be entitled An act to amend the Charter of the City of Hickory.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.



S. B. 213, a bill to be entitled An act to establish a law library in Stanly County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

S. B. 248, a bill to be entitled An act to validate proceedings heretofore taken to provide for the issuance of certain bonds of the Town of Woodland, and to provide for the issuance of said bonds.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

S. B. 253, a bill to be entitled An act to amend Chapter 168, Public-Local Laws of 1939, relative to an act enabling the City of Raleigh, the City of Durham, the County of Durham, and the County of Wake, to jointly acquire and establish an airport by said Cities and Counties.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness,

Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

S. B. 254, a bill to be entitled An act to establish a pension fund for the retirement and disability of members of the fire department of the City of High Point.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

S. B. 256, a bill to be entitled An act to establish a Stanly County Fire Protection District outside the corporate limits of the Town of Albemarle, to coincide with that portion of the special school district or unit lying outside the corporate limits of said town, and to furnish fire protection in said district.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall,



Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

S. B. 262, a bill to be entitled An act to authorize the Board of County Commissioners of Lee County to levy special taxes for special purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Morris, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Winkler, Withrow, Woods, Wooten, and Worthington—96.

Those voting in the negative are: None.

H. B. 390, a bill to be entitled An act to amend Section 593 and Section 597(b), of Volume 3 of the Consolidated Statutes of North Carolina, and to repeal Section 597(c) of Volume 3 of the Consolidated Statutes of North Carolina, relating to judgments.

On motion of Mr. Kearney the House concurs in the Senate amendment and the bill is ordered enrolled.

Senate Committee substitute for H. B. 414, a bill to be entitled An act to create the office of jailer in Rutherford County and to provide for the operation of the jail under the supervision of the Board of County Commissioners.

On motion of Mr. Withrow the Senate Committee substitute bill is adopted.

Passes its second and third readings, and is ordered enrolled.

H. B. 804, a bill to be entitled An act to amend Chapter 343, Public Laws of 1929, relating to domestic relations court, and to repeal Chapter 220, Public Laws of 1935, relating to Juvenile Court in Buncombe County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 827, a bill to be entitled An act to create the office of Tax Collector for the County of Ashe and to regulate salaries and/or fees of the sheriff and other officers of said County.

Mr. Austin submits an amendment, which is adopted.

Passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 774, a bill to be entitled An act to provide for the distribution of profits from alcoholic beverage control stores in Halifax County.

Mr. Allsbrook offers an amendment, which is adopted.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 839, a bill to be entitled An act relative to the consolidated Board of Health of the City of Wilmington and the County of New Hanover.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 847, a bill to be entitled An act to validate the actions and proceedings of the Board of County Commissioners of Surry County in installing a new system of indexes in Surry County in certain county offices.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 131, a bill to be entitled An act to regulate the sheriff's department of Rutherford County by placing the sheriff and deputy sheriffs on a salary and full time basis.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Darden, the House takes a recess until 7:45 tonight.

#### NIGHT SESSION

HOUSE OF REPRESENTATIVES,  
MONDAY NIGHT, March 10, 1941.

Pursuant to its recess, the House meets and resumes consideration of its business with Mr. Speaker Mull presiding.

On motion of Mr. Garrett, Edward Madison Taylor, Jr., son of Representative Taylor of Stokes County, is made an Honorary Page of the House.

On motion of Mr. Hatch H. B. 771, a bill providing for an extension of the corporate limits of the City of Raleigh, is recalled from the Committee on Counties, Cities and Towns and placed on the Calendar for tonight.

On motion of Mr. Gibbs, H. B. 787, a bill to be entitled An act to make it unnecessary to register or record certain right-of-way easements in Carteret County, is recalled from the Engrossing Office for further consideration by the House.

#### JOINT SESSION

Pursuant to an exchange of messages between the House and Senate, the Sergeant-at-arms announces the approach of the Senate, and that Body, preceded by its officers, comes into the Hall of the House, is assigned seats, the President of the Senate at the right of Mr. Speaker Mull.

The President of the Senate calls the Joint Assembly of the House and Senate to order, and states its object is to elect Trustees of the University of North Carolina.

The Clerk of the Senate calls the roll of Senators and the following Senators answer the call:

Those answering present are: Messrs. Alexander, Ballentine, Blythe, Brooks, Clark of Bladen, Cutlar, Evans, Funderburk, Gay, Gold, Gray, Gregory, Hill, Horton, Howell, Ingram, Johnson, Lanier, Larkins, Long of Person, Lumpkin, Matheny, Miller, McBryde, O'Berry, Palmer, Pate, Pittman of Greene, Price,



Rowe, Sanders, Stacy, Stringfield, Travis, Wallace, Whitaker, White, Wilson of Davidson, and Wilson of Randolph—39.

The Clerk of the House calls the roll of the House and the following Representatives answer the call:

Those answering present are: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Benton, Bost, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—100.

A quorum of each House being declared present, the Joint Session proceeds with its business.

Senator O'Berry of Wayne in behalf of the Joint Committee, makes the following report and nominations in writing:

*TO THE GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION ONE  
THOUSAND NINE HUNDRED AND FORTY-ONE:*

We, your Joint Committee, on the part of the Senate and House of Representatives, on the Trustees of the University of North Carolina, beg leave to report the following nominations:

FOR THE TERM EXPIRING APRIL 1, 1949

R. L. Harris.....	Person County
W. Frank Taylor.....	Wayne County
Mrs. May Lovelace Tomlinson.....	Guilford County
Miss Annie Moore Cherry.....	Nash County
F. E. Wallace.....	Lenoir County
B. B. Everett.....	Halifax County
Hugh Horton.....	Martin County
Thomas J. Pearsall.....	Nash County
James H. Clark.....	Bladen County
Josephus Daniels.....	Wake County
T. Clarence Stone.....	Rockingham County
J. Hawley Poole.....	Moore County
W. E. Horner.....	Lee County
Mrs. R. S. Ferguson.....	Burke County
James Alexander Gray.....	Forsyth County
J. A. Pritchett.....	Bertie County
David Clark.....	Mecklenburg County

Miss Emily Austin.....	Edgecombe County
Claude W. Rankin.....	Cumberland County
Graham Woodard.....	Wilson County
Robert Eugene Little.....	Anson County
Dr. Foy Roberson.....	Durham County
Dan K. Moore.....	Jackson County
James S. Ficklen.....	Pitt County
Clyde K. Council.....	Columbus County

FOR THE TERM EXPIRING APRIL 1, 1947

J. Heath Kluttz.....	Stanly County
(In place of O. Max Gardner)	
Dr. Clarence Poe.....	Wake County
(In place of Charles B. Park, Jr., deceased)	
Dr. Battle A. Hocutt.....	Johnston County
(In place of W. E. Fenner, deceased)	

FOR THE TERM EXPIRING APRIL 1, 1945

John P. Steadman.....	Robeson County
(In place of F. D. Winston, deceased)	
Jones Fuller.....	Durham County
(In place of H. M. London, deceased)	

FOR THE TERM EXPIRING APRIL 1, 1943

E. B. Denny.....	Gaston County
(In place of Robert Grady Johnson, resigned)	

Respectfully submitted,

THOMAS O'BERRY,  
*Chairman of Senate Committee;*  
 LAWRENCE H. WALLACE,  
*Chairman of House Committee.*

The report is adopted by a roll call of the Senate and House, respectively, and the following Senators vote in the affirmative: Messrs. Alexander, Balentine, Blythe, Cherry, Clark of Bladen, Cutlar, Evans, Funderburk, Gay, Gold, Gray, Gregory, Hill, Horton, Howell, Johnson, Lanier, Larkins, Long of Person, Matheny, Miller, McBryde, O'Berry, Palmer, Pate, Pittman of Greene, Price, Rowe, Sanders, Stacy, Stringfield, Travis, Wallace, Watson, Whitaker, White, Wilson of Davidson, and Wilson of Randolph—38.

The following members of the House vote in the affirmative: Mr. Speaker, Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Horner of Granville, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of



Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Withrow, Woods, Wooten, and Worthington—96.

Whereupon the President of the Senate, presiding over the Joint Session of the Senate and House of Representatives, declares that the persons nominated by Senator O'Berry of Wayne for the Committee are duly elected Trustees of the University of North Carolina, for the terms as designated in the report.

On motion of Senator O'Berry the Joint Session is dissolved.

The Senate returns to its Chamber and the House resumes consideration of its business.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Edwards of Beaufort, for the Committee on Salaries and Fees.

S. B. 194, a bill to be entitled An act to amend Chapter 465 of the Public-Local and Private Laws of 1939, relating to officers' fees in connection with the enforcement of the State Liquor Laws in Stokes County.

With a favorable report.

H. B. 513, a bill to be entitled An act to compensate clerks of the Superior Court and inferior courts for making statistical reports in civil and criminal cases.

With an unfavorable report.

By Mr. Rogers of Polk, for the Committee on Conservation and Development.

H. B. 755, a bill to be entitled An act to authorize State agencies and County units to cooperate with the Federal Government and its agencies in furtherance of the program for the development of Federal parks, parkways and Federal forests.

With a favorable report.

By Mr. Bryant, for the Committee on the Calendar.

H. B. 868, a bill to be entitled An act to amend Chapter 472 of the Public-Local Laws of 1911, relating to the Recorder's Court of Edgecombe County.

With a favorable report.

H. B. 851, a bill to be entitled An act to provide for the election of the Tax Collector of Madison County and to fix the salary of the said Tax Collector.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. McDougale, Vogler, and Tonissen: H. B. 882, a bill to be entitled An act authorizing the levy of tax for park and recreation purposes by the City of Charlotte upon vote of the qualified voters of the city.

Referred to Committee on the Calendar.

By Mr. Kearney, by request: H. B. 883, a bill to be entitled An act to amend Section 1572 of the Consolidated Statutes relating to Jury Trials in the Recorder's Court of Franklin County.

Referred to Committee on the Calendar.

And

H. B. 884, a bill to be entitled An act to amend Section 4516 of the Consolidated Statutes relating to fees allowed to counsel assigned to defendants in capital cases.

Referred to Committee on the Calendar.

By Mr. Hörner of Lee: H. B. 885, a bill to be entitled An act to amend Section 1608 (7) of the North Carolina Code of 1939 so as to empower the Board of Commissioners of Lee County, in their discretion, to appoint a Clerk of the County Court of Lee County.

Referred to Committee on the Calendar.

By Mr. Blalock: H. B. 886, a bill to be entitled An act to amend Chapter 158, Public Laws of 1939, to regulate the issuance of license for the sale of beer or other alcoholic beverages in Anson County.

Referred to Committee on the Calendar.

And

H. B. 887, a bill to be entitled An act to incorporate the Anson County Airport Commission.

Referred to Committee on the Calendar.

By Mr. Edwards of Swain: H. B. 888, a bill to be entitled An act to amend Section 1899, Volume 1, of the Consolidated Statutes of 1919, relating to the discharge of deleterious matter into waters.

Referred to Committee on the Calendar.

By Mr. Senter: H. B. 889, a bill to be entitled An act to amend Chapter 253 of the Private Laws of 1903, as amended, by Chapter 90 of the Private Laws of 1931, relating to the incorporation of the Town of Buies Creek.

Referred to Committee on the Calendar.

And

H. B. 890, a bill to be entitled An act to prohibit the operation of pool rooms or billiard parlors within one mile of Campbell College in Harnett County.

Referred to Committee on the Calendar.

By Mr. Honeycutt: H. B. 891, a bill to be entitled An act to prohibit the operation of pool tables, to provide the punishment for public drunkenness, and regulate the hours of the sale of gasoline and other articles of merchandise within two miles of Savannah Hill Free Will Baptist Church, in Sampson County.

Referred to Committee on the Calendar.

By Mr. McLaughlin; H. B. 892, a bill to be entitled An act to grant certain license privileges to hunters accompanying landowner while hunting on lands owned by such landowner in Iredell County.

Referred to Committee on the Calendar.

And

H. B. 893, a bill to be entitled An act to limit the aggregate amount of penalties assessed in any single calendar year for delinquent taxes in Iredell County to six per cent.

Referred to Committee on the Calendar.

And



H. B. 894, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Statesville to provide for the building, equipping and enlarging of the airport of the City of Statesville and the levying of taxes thereon.

Referred to Committee on the Calendar.

And

H. B. 895, a bill to be entitled An act exempting Iredell County from the Absentee Ballot Law.

Referred to Committee on the Calendar.

By Mr. Poole, by request: H. B. 896, a bill to be entitled An act to modify the provisions of the Alcoholic Control Act as to elections therein provided for in Moore County.

Referred to Committee on the Calendar.

And

H. B. 897, a bill to be entitled An act modifying justice of the peace fees and costs in Moore County.

Referred to Committee on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 247, a bill to be entitled An act to define the name "Scale Mechanic" and to provide for their registration.

Referred to Committee on the Calendar.

S. B. 249, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933 as amended relating to the authority of the North Carolina State Bar.

Referred to Committee on the Calendar.

S. B. 250, a bill to be entitled An act to provide the form of certificate for the acknowledgment of an instrument which purports to be signed by a person acting under the authority granted by the execution of a power of attorney to such person.

Referred to Committee on the Calendar.

S. B. 263, a bill to be entitled An act to amend Chapter 352 of the Public Laws of 1937, relating to the punishment for the illegal taking of fish and deer in Buncombe County.

Referred to Committee on the Calendar.

S. B. 267, a bill to be entitled An act to amend Chapter 190 of the Public Laws of 1921, as amended, and Chapter 306 of the Public Laws of 1925, as amended, to increase the membership of the Board of Trustees of the Morrison Training School from eight to ten.

Referred to Committee on the Calendar.

S. B. 272, a bill to be entitled An act to amend the World War Veterans Loan Acts authorizing the investment of available funds by the Board of Advisers, with the approval of the Governor and Council of State.

Referred to Committee on the Calendar.

S. R. 284, a joint resolution providing for the appointment of a Commission to study and make recommendations to the General Assembly with respect to

a basic code of administrative procedure and to prescribe rules for review of the decisions of the administrative agencies.

Referred to Committee on the Calendar.

S. B. 287, a bill to be entitled An act to amend Section 19 of the Consolidated Statutes, relating to the bonds of public administrators.

Referred to Committee on the Calendar.

S. B. 295, a bill to be entitled An act to permit absentee voting in primaries by citizens of North Carolina who may be in military or naval service of the United States.

Referred to Committee on the Calendar.

S. B. 296, a bill to be entitled An act to amend Section 5 of Chapter 159 Public Laws of 1939 relating to the acknowledgment of signatures in certificates supporting absentee ballots.

Referred to Committee on the Calendar.

S. B. 298, a bill to be entitled An act to require the inoculation of dogs in Durham County against rabies.

Referred to Committee on the Calendar.

S. B. 302, a bill to be entitled An act to permit the Board of Commissioners of Lee County to regulate nuisances.

Referred to Committee on the Calendar.

S. B. 300, a bill to be entitled An act to enable the City of Asheville to cooperate with the National Defense Program and the Civil Aeronautics Authority in acquiring land to complete the Asheville-Hendersonville Airport.

Referred to Committee on the Calendar.

S. R. 310, a joint resolution to pay the expenses of the Committee from the Senate and the House of Representatives visiting the State Hospital at Morganton.

Referred to Committee on the Calendar.

H. B. 685, a bill to be entitled An act relating to the fees for officers who capture vehicles used in the unlawful transportation of liquor or other intoxicants.

For concurrence in the Senate amendment.

On motion of Mr. Bridger, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 791, a bill to be entitled An act to place certain officers of Jones County on a salary basis.

Placed on the Calendar for concurrence in the Senate amendment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 771, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

An amendment offered by Mr. Hatch, held to be material, is adopted constituting the first reading, and the bill remains on the Calendar.

H. B. 397, a bill to be entitled An act to regulate and supervise public live stock markets and dealers in live stock and to prevent the spread of contagious and infectious diseases of live stock.

Mr. Woods offers an amendment, which is adopted.

Mr. Everett offers an amendment, which is adopted.



Passes its third reading by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Carlyle, Cohoon, Crawford, Darden, Delamar, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Senter, Stone, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—87.

Those voting in the negative are: Messrs. Burt, Davis of Hyde, and Taylor of Wayne—3.

H. B. 698, a bill to be entitled An act to provide for examinations by the State Banking Commission of certain loan agencies not now under the supervision of or reporting to the State Banking Commission, the Insurance Commissioner, or the Commissioner of Agriculture.

Mr. Caveness offers an amendment, which is adopted.

Mr. Wallace of Lenoir offers an amendment, which is adopted.

Mr. Uzzell moves that further consideration of the bill be postponed indefinitely, which motion fails to prevail.

Mr. Merritt offers an amendment, which is adopted.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Allen, J. Leroy, Austin, Benton, Blalock, Bost, Bridger, Brown, Burt, Campen, Caveness, Cook, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, McDougle, McGowan, McLaughlin, Norman, Palmer, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Rogers of Polk, Ross, Ruark, Rudisill, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Vogler, Whitener, Withrow, Woods, and Wooten—77.

Those voting in the negative are: Messrs. Richardson, Uzzell, Watkins, and Worthington—4.

H. B. 765, a bill to be entitled An act to amend Consolidated Statutes Section 5356, as amended, of the drainage law authorizing appointment of receivers for defaulting districts.

Mr. Bost offers an amendment, which is adopted.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—99.

Those voting in the negative are: None.

H. B. 445, a bill to be entitled An act to amend Section 24 of Chapter 145 of the Public Laws of 1931, as amended, relating to the motor fuel road tax, so as to enlarge the definition of motor fuels and provide for a road use tax on any person owning or operating a motor vehicle propelled by a product not within the definition of motor fuels.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—99.

Those voting in the negative are: None.

H. B. 651, a bill to be entitled An act to authorize cities, towns and counties to make appropriations for the acquisition, maintenance and repair of buildings to house existing joint city and county health departments.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt,



Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—99.

Those voting in the negative are: None.

S. B. 132, a bill to be entitled An act to amend Chapter 287 of the Public Laws of 1939 authorizing cities and towns having a population of more than 5,000 to adopt ordinances relating to the repair, closing, and demolition of dwellings unfit for human habitation; and providing for the remedies and procedure in connection with action taken under such ordinances.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—99.

Those voting in the negative are: None.

S. B. 257, a bill to be entitled An act to amend the Committee substitute for H. B. 52, entitled "An Act to provide old age security for old and incapacitated teachers and State employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide the machinery for the proper administration of this law."

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Pen-

land, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Polk, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Withrow, Woods, Wooten, and Worthington—99.

Those voting in the negative are: None.

H. B. 109, a bill to be entitled An act to amend Chapter 349 of the Public Laws of 1937, and Chapter 6 of the Public Laws of 1939, relating to the Law Enforcement Officers' Benefit and Retirement Fund.

On motion of Mr. Morris the Committee amendments are adopted.

Passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 89, a bill to be entitled An act to appropriate funds for the payment of a judgment in the case of Big Tom Wilson Mount Mitchell Motor Road Company, Inc., versus State of North Carolina Department of Conservation and Development.

Mr. Fouts offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 115, a bill to be entitled An act to provide for the extension of the public school system to embrace twelve grades in those school districts requesting the same.

On motion of Mr. Allen, Arch T., the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 186, a bill to be entitled An act to amend Section 1182 of the Consolidated Statutes with reference to the voluntary dissolution of corporations.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 126, a bill to be entitled An act to provide compensation for the death of Rachel Valerie Jones, killed when run over by a school bus in Brunswick County.

On motion of Mr. Morris the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 196, a bill to be entitled An act to authorize the Commissioner of Revenue to refund \$204.50 tax paid on gasoline used in stationary motors.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 216, a bill to be entitled An act to amend Chapter 126 of the Public Laws of 1935, being An Act providing for the extension of assessments.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 192, a bill to be entitled An act to amend Chapter 310, Public Laws of 1939, known as the Machinery Act of 1939, with reference to quadrennial assessment of real property.

Mr. Pickens offers an amendment, which is adopted.

Passes its third reading, and is ordered engrossed and sent to the Senate.



H. B. 212, a bill to be entitled An act to establish demonstration oyster farms in the State of North Carolina for the purpose of investigating, developing and improving the oyster and other shellfish resources in the State.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 224, a bill to be entitled An act to reimburse W. K. Miller, Route 1, Dover, North Carolina, on account of the death of W. K. Miller, Jr., a school child who was struck and killed by a school bus on October 18, 1940.

On motion of Mr. Ward the Committee amendment is adopted.

Passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 291, a bill to be entitled An act to provide compensation for personal injuries sustained by McLendon Helms by reason of being run over by a public school bus in Union County.

On motion of Mr. Richardson the Committee amendment is adopted.

Passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 265, a bill to be entitled An act to appropriate the sum of \$10,000.00 to be used by the Department of Conservation and Development in repairing, reconstructing or building a spillway at the mouth of Waccamaw River in Columbus County.

On motion of Mr. Kerr the Committee amendment is adopted.

Mr. Wallace of Lenoir offers an amendment, which is adopted.

Mr. Ward moves that the bill and all the amendments be laid on the table, which motion fails to prevail.

The bill passes its second reading as amended.

Mr. Pickens objects to the third reading.

On motion of Mr. Abernathy of Nash the rules are suspended and the bill is placed on its third reading.

Mr. Ward offers an amendment, which fails of adoption.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 498, a bill to be entitled An act for the relief of potato farmers in this State.

Mr. Boswood offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

Committee substitute for H. B. 539, a bill to be entitled An act to require milk distributors and milk processors to keep certain records and furnish certain reports to the Department of Agriculture, relating to milk and milk products distributed or sold by them.

On motion of Mr. Moore of Wilson the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 130, a bill to be entitled An act to define and establish the senatorial districts of the State, and to make the apportionment of the members of the Senate.

Mr. Kerr offers an amendment, which is adopted.

Mr. Ramsay offers an amendment, which is adopted.

Mr. Harris offers an amendment, which fails of adoption.

Mr. Austin offers an amendment, which is adopted.

Mr. Harris offers a second amendment, which fails of adoption.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

On motion of Mr. Taylor of Wayne, the House adjourns and will meet tomorrow at 11 A.M.

## FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,  
TUESDAY, March 11, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Horner of Lee, F. Webb Williams, Jr., son of Representative Williams of Pasquotank County, is made an Honorary Page of the House.

On motion of Mr. Umstead, Robert Lee Thurston, son of Representative Thurston of Alexander County, and William White, of Alexander County are made Honorary Pages of the House.

On motion of Mr. Umstead, Lucy and Mary Thurston, daughters of Representative Thurston of Alexander County, are made Honorary Pagettes of the House.

On motion of Mr. Kluttz, Shirley Smith, of Stanly County, is made an Honorary Pagette of the House.

On motion of Mr. Kluttz, Whitman E. Smith, Jr., and Lewis J. Gaskin of Stanly County are made Honorary Pages of the House.

On motion of Mr. Taylor of Wayne, Sara Louise Richardson, daughter of Representative Richardson of Union County, is made an Honorary Pagette of the House.

On motion of Mr. Taylor of Wayne, Oscar Leonard Richardson, Jr., son of Representative Richardson of Union County, is made an Honorary Page of the House.

Courtesies of the floor are extended to Messrs. J. M. Peace of Vance County, Ralph Ramsay of Buncombe County, and C. M. Faircloth of Sampson County, former members of the General Assembly.

On motion of Mr. Halstead, H. B. 370, a bill to be entitled An act to validate judgments by default in foreclosure actions and orders of confirmation of judicial sales which purport to have been entered by the Clerk of Harnett County Superior Court on days other than Monday, is taken from the unfavorable Calendar and placed on the Calendar for today.

On motion of Mr. Uzzell, H. B. 687, a bill to be entitled An act to authorize and empower the City Council in the City of Salisbury and the Board of County Commissioners of the County of Rowan to contribute certain funds in the operation of the Chamber of Commerce of Salisbury, North Carolina, is recalled from the Senate for further consideration by the House.



On motion of Mr. Gibbs, the vote by which H. B. 787, a bill to be entitled An act to make it unnecessary to register or record certain right-of-way easements in Carteret County, passed its third reading is reconsidered, and the bill is recommitted to the Committee on the Calendar.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Dr. Johnson, for the Committee on Health.

H. B. 741, a bill to be entitled An act to promote the sanitation of hotels, cafes, restaurants, tourist camps, summer camps, and all other establishments providing food and lodging to the public for pay.

With a favorable report.

H. B. 742, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, as amended by Chapter 8 of the Public Laws of 1933, and Chapter 287 of the Public Laws of 1935, relating to sanitary districts.

With a favorable report.

By Mr. Vogler, for the Committee on Counties, Cities and Towns.

H. B. 821, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

With a favorable report.

H. B. 818, a bill to be entitled An act to extend the territorial or city limits of the Town of Southern Pines, Moore County, North Carolina.

With an unfavorable report.

By Mr. Taylor of Wayne, for the Committee on Courts and Judicial Districts.

H. B. 21, a bill to be entitled An act to amend Section 1443 of Volume 3 of the Consolidated Statutes providing additional terms of court for Caldwell County.

With an unfavorable report.

H. B. 77, a bill to be entitled An act to amend Chapter 23 of the Public Laws of 1929, fixing the time for holding terms of Superior Court in Person County.

With an unfavorable report.

H. B. 112, a bill to be entitled An act to amend Section 1443 of Volume 1 of the Consolidated Statutes of 1919, as amended, relating to the terms of the Superior Court of Forsyth County.

With an unfavorable report.

H. B. 116, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina relating to the terms of Superior Court for Guilford County.

With an unfavorable report.

H. B. 269, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919, as amended, relating to the terms of the Superior Court of Caswell County.

With an unfavorable report.

H. B. 408, a bill to be entitled An act to amend Consolidated Statutes 1443 of Volume 3, 1924, relating to the terms of Court for Warren County.

With an unfavorable report.

H. B. 450, a bill to be entitled An act to amend Section 1443 of Volume 3 of the Consolidated Statutes as amended, relating to the Courts of Chowan County.

With an unfavorable report.

By Mr. Bryant, for the Committee on Calendar.

H. B. 790, a bill to be entitled An act to amend Chapter 285, Public Laws 1939, relating to public weigh masters.

With a favorable report.

H. B. 796, a bill to be entitled An act to provide compensation for the members of the Welfare Board of Yadkin County.

With a favorable report.

H. B. 813, a bill to be entitled An act to amend Chapter III of Chapter 336 of the Private Laws of the State of North Carolina of 1911 so as to enlarge the jurisdiction of the Mayor's Court of the Town of Kernersville.

With a favorable report.

H. B. 865, a bill to be entitled An act authorizing the Board of Commissioners of Graham County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

With a favorable report.

H. B. 870, a bill to be entitled An act to repeal Sections 2482, 2483 and 2484 of Consolidated Statutes of North Carolina relating to prices to be charged by time merchants in Greene County.

With a favorable report.

H. B. 872, a bill to be entitled An act to amend Chapter 89 of the Public Laws of 1931 to provide for the transfer to the Superior Court of all cases in the County Criminal Court of Onslow County, when same is established, in which a jury trial is demanded.

With a favorable report.

H. B. 876, a bill to be entitled An act to authorize the County Commissioners of Bladen County to employ additional deputy sheriffs in certain instances.

With a favorable report.

H. B. 879, a bill to be entitled An act to amend Chapter 460 of the Public-Local Laws of 1931 relating to the Peace Officers' Relief Fund for the County of Pitt.

With a favorable report.

H. B. 780, a bill to be entitled An act relating to the public roads in Currituck County.

With a favorable report.

H. B. 881, a bill to be entitled An act to amend Chapter 285 of the Public-Local Laws of 1921, relating to the compensation of certain officers in Stokes County.

With a favorable report.

H. B. 882, a bill to be entitled An act authorizing the levy of tax for park and recreation purposes by the City of Charlotte upon vote of the qualified voters of the city.

With a favorable report.

H. B. 838, a bill to be entitled An act to provide for an audit of the books of Avery County.

With a favorable report.



H. B. 854, a bill to be entitled An act to regulate the appointment of Constables in Mecklenburg County.

With a favorable report.

H. B. 855, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to the County Board of Equalization and Review; applicable to Mecklenburg County only.

With a favorable report.

H. B. 858, a bill to be entitled An act relative to elections in the Town of East Spencer, fixing dates for primary elections and time for filing notice of intention of becoming a candidate.

With a favorable report.

H. B. 883, a bill to be entitled An act to amend Section 1572 of the Consolidated Statutes relating to jury trials in the Recorder's Court of Franklin County.

With a favorable report.

H. B. 884, a bill to be entitled An act to amend Section 4516 of the Consolidated Statutes relating to fees allowed to counsel assigned to defendants in capital cases.

With a favorable report.

H. B. 887, a bill to be entitled An act to incorporate the Anson County Airport Commission.

With a favorable report.

S. B. 200, a bill to be entitled An act to amend Chapter 229 of the Public Laws of 1935, relating to the operation and improvement of the electric power plant at Appalachian State Teachers College.

With a favorable report.

S. B. 205, a bill to be entitled An act authorizing the Board of Commissioners of Northampton County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

With a favorable report.

S. B. 277, a bill to be entitled An act to amend the Local Government Act, being Chapter sixty of the Public Laws of 1931, as amended.

With a favorable report.

S. B. 289, a bill to be entitled An act to regulate and fix term of Grand Juries for Randolph County.

With a favorable report.

S. B. 300, a bill to be entitled An act to enable the City of Asheville to cooperate with the National Defense Program and the Civil Aeronautics Authority in acquiring land to complete the Asheville-Hendersonville airport.

With a favorable report.

H. B. 831, a bill to be entitled An act to amend Chapter 16, Private Laws of 1923, relating to the jurisdiction of the Police Court of the City of Asheville.

With a favorable report, as amended.

H. B. 816, a bill to be entitled An act to amend Chapter 234, of the Public Laws of 1933, relating to terms of Superior Courts in Duplin and Onslow Counties in the Sixth Judicial District.

With a favorable report, as amended.

S. B. 235, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919, as amended, relating to the terms of the Superior Court of Franklin County.

With a favorable report, as amended.

H. B. 888, a bill to be entitled An act to amend Section 1899, Volume 1, of the Consolidated Statutes of 1919 relating to the discharge of deleterious matter into waters.

With an unfavorable report.

H. B. 769, a bill to be entitled An act to require the Superintendent of Public Instruction of Richmond County to issue certificates to students in such schools upon completion of certain courses taught therein.

With an unfavorable report.

H. B. 777, a bill to be entitled An act to require the Department of Conservation and Development to provide a deputy fish protector in each of the four townships of Currituck County.

With an unfavorable report.

H. B. 778, a bill to be entitled An act to authorize the Clerk of the Superior Court of Currituck County to pay for the cost of the survey to be made of Swan Island Club out of funds received from the sale of hunting licenses.

With an unfavorable report.

H. B. 840, a bill to be entitled An act to repeal Section 974 of the Consolidated Statutes of 1919, relating to the appointment of special constables.

With an unfavorable report.

H. B. 807, a bill to be entitled An act to amend Chapter 444 of the Public Laws of 1909 relating to the practice of optometry and the acts amendatory thereof.

With an unfavorable report.

H. B. 811, a bill to be entitled An act relating to hunting fox in Currituck County.

With an unfavorable report.

H. B. 814, a bill to be entitled An act to move forward one month the dates for penalties on delinquent property taxes.

With an unfavorable report.

H. B. 841, a bill to be entitled An act to amend Section 976 of the Consolidated Statutes of 1919, so as to restrict the authority of Constables to the limits of the townships from which they are elected.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 498, a bill to be entitled An act for the relief of potato farmers in this State.

H. B. 675, a bill to be entitled An act relating to the operation of taxicabs in the municipalities of Richmond County.

H. B. 437, a bill to be entitled An act to amend Chapter 52 of the Public Laws of 1935, placing certain offenses within the jurisdiction of Justices of the Peace.



H. B. 774, a bill to be entitled An act to provide for the distribution of profits from Alcoholic Beverage Control Stores in Halifax County.

H. B. 827, a bill to be entitled An act to create the office of tax collector for the County of Ashe and to regulate salaries and/or fees of the sheriff and other officers of said County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Dobson: H. B. 898, a bill to be entitled An act to provide for the nomination of elective officers in the Town of Elkin, in Surry County.

Referred to Committee on Calendar.

By Mr. Norman: H. B. 899, a bill to be entitled An act to amend Section 1105 of Chapter 310, Public Laws of 1939, fixing the date for the meeting of the Board of Equalization and Review of Yadkin County in quadrennial assessment years.

Referred to Committee on Calendar.

By Mr. Johnson: H. B. 900, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, relating to the creation, maintenance and operation of sanitary districts, and prescribing the powers of such districts.

Referred to Committee on Calendar.

By Mr. Honeycutt: H. B. 901, a bill to be entitled An act to regulate the operation of filling stations and stores within one and one-half miles of Holland's Chapel Church in Honeycutts Township, Sampson County, on Sundays.

Referred to Committee on Calendar.

By Mr. Blalock: H. R. 902, a joint resolution empowering the Governor to appoint a special commission for the purpose of studying a building program for the State and allocating space to State Constitutional officers of Auditor, Treasurer, and Secretary of State and for other purposes.

Referred to Committee on Calendar.

By Mr. Darden: H. B. 903, a bill to be entitled An act to amend Chapter 51, Public-Local Laws of 1941, ratified the 17th day of February, 1941.

On motion of Mr. Darden, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Burgin: H. B. 904, a bill to be entitled An act to aid in the collection of delinquent taxes and street assessments in the City of Hendersonville.

Referred to Committee on Calendar.

By Mr. Merritt: H. B. 905, a bill to be entitled An act to extend the corporate limits of the City of Hickory.

Referred to Committee on Calendar.

By Messrs. LeGrand and Morris: H. B. 906, a bill to be entitled An act regulating pension payments to be received by employees of the City of Wilmington while receiving compensation under the Workmen's Compensation Act.

Referred to Committee on Calendar.

And

H. B. 907, a bill to be entitled An act requiring notice of claims for damages before action is brought against the City of Wilmington.

Referred to Committee on Calendar.

And

H. B. 908, a bill to be entitled An act to amend Chapter 55 of the Private Laws of 1915, entitled "An Act to provide for the raising and managing of pension funds for the police of the City of Wilmington."

Referred to Committee on Calendar.

By Mr. Hughes of Mitchell: H. B. 909, a bill to be entitled An act to audit funds of Mitchell County.

Referred to Committee on Calendar.

By Mr. Galloway: H. B. 910, a bill to be entitled An act to authorize the Town of Brevard to dispose of certain real estate acquired by the said town from Brevard College, Inc.

Referred to Committee on Calendar.

And

H. B. 911, a bill to be entitled An act to amend Section 1608 of the Consolidated Statutes, Volume 3, as amended, relating to Recorders' Courts to make the same apply to Transylvania County.

Referred to Committee on Calendar.

By Mr. Story: H. B. 912, a bill to be entitled An act to repeal Chapter 417 of the Public-Local Laws of the General Assembly of 1939, relative to nomination and election of the County Commissioners of Wilkes County.

Referred to Committee on Calendar.

By Mr. Hatch: H. B. 913, a bill to be entitled An act to prohibit and punish the making of false reports to police radio broadcasting stations.

Referred to Committee on Calendar.

By Messrs. Williams, Halstead, Boswood and Ellenor: H. B. 914, a bill to be entitled An act to prohibit the sale of fireworks in the Counties of Camden, Currituck, Gates and Pasquotank.

Referred to Committee on Calendar.

By Mr. Sikes: H. B. 915, a bill to be entitled An act to repeal H. B. 665, ratified the 10th day of March, 1941, relating to the consolidation of certain offices in Columbus County.

On motion of Mr. Sikes, the bill is placed on the Calendar.

By Mr. Stoney: H. B. 916, a bill to be entitled An act to amend Section 4458 of Volume 1 of the Consolidated Statutes of 1919, relating to public drunkenness in Burke County.

Referred to Committee on Calendar.

And

H. B. 917, a bill to be entitled An act relating to the collection of taxes in Burke County.

Referred to Committee on Calendar.

By Messrs. Abernathy of Nash and Pearsall: H. B. 918, a bill to be entitled An act to prohibit the sale of wine or beer within one mile of Rocky Cross Baptist Church, Ferrell's Township, Nash County.

Referred to Committee on Calendar.

By Mr. Blalock: H. B. 919, a bill to be entitled An act to permit the Board of County Commissioners of Anson County to expend funds for the purpose of cooperating with the North Carolina Agricultural Experiment Station, the



North Carolina Agricultural Extension Service, and the Department of Agriculture.

Referred to Committee on Calendar.

By Mr. Fulghum: H. B. 920, a bill to be entitled An act to amend Consolidated Statutes 6660, Volume 2, 1919, and the Consolidated Statutes 6662, Volume 3, 1924, relating to the issuance and renewal of license by the State Board of Pharmacy.

Referred to Committee on Calendar.

And

H. B. 921, a bill to be entitled An act to amend Chapter 185 of the Private Laws of 1909, as amended, relating to the Charter of the Town of Kenly.

Referred to Committee on Calendar.

By Mr. Gibbs: H. B. 922, a bill to be entitled An act to amend Chapter 185 of the Public-Local Laws of 1939, relating to salaries of County officers of Carteret County.

Referred to Committee on Calendar.

By Mr. Bost: H. B. 923, a bill to be entitled An act to amend the Machinery Act of 1939 so as to restrict the remedy of garnishment to taxes assessed within three years.

Referred to Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar, are taken up and disposed of as follows:

H. B. 823, a bill to be entitled An act to amend the Charter of the City of Hickory.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

S. B. 213, a bill to be entitled An act to establish a Law Library in Stanly County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene,

Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

S. B. 248, a bill to be entitled An act to validate proceedings heretofore taken to provide for the issuance of certain bonds of the Town of Woodland, and to provide for the issuance of said bonds.

Mr. Harris offers an amendment, held not to be material, which is adopted.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

S. B. 253, a bill to be entitled An act to amend Chapter 168, Public-Local Laws of 1939, relative to an act enabling the City of Raleigh, the City of Durham, the County of Durham, and the County of Wake, to jointly acquire and establish an airport by said cities and counties.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood,



Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

S. B. 254, a bill to be entitled An act to establish a pension fund for the retirement and disability of members of the fire department of the City of High Point.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

S. B. 256, a bill to be entitled An act to establish a Stanly County Fire Protection District outside the corporate limits of the Town of Albemarle, to coincide with that portion of the special school district or unit lying outside the corporate limits of said town, and to furnish fire protection in said district.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

S. B. 262, a bill to be entitled An act to authorize the Board of County Commissioners of Lee County to levy special taxes for special purposes.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris,

Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

H. B. 771, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

H. B. 842, a bill to be entitled An act to amend Chapter 35, Private Laws, Extra Session, 1920, relating to the corporate limits of the Town of Hayesville, Clay County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

H. B. 848, a bill to be entitled An act to amend Chapter 525 Public-Local Laws of 1939 relating to the creation of school districts and the issuance of bonds for the purpose of erecting school buildings and for the purpose of oper-



ating schools at higher standard than that provided by State support so as to make the same applicable to Surry County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

H. B. 849, a bill to be entitled An act to amend the Private Laws of 1909, Chapter 111, to change the boundaries of the Town of Wake Forest in the County of Wake, North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

H. B. 852, a bill to be entitled An act to create a special assessment district in Halifax County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of

Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow, and Woods—86.

Those voting in the negative are: None.

H. B. 856, a bill to be entitled An act providing for the listing, levying, collecting, selling, foreclosure and settlement of unlisted taxes by the Town of Aulander, Bertie County, North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

S. B. 194, a bill to be entitled An act to amend Chapter 465 of the Public-Local and Private Laws of 1939, relating to officers' fees in connection with the enforcement of the State Liquor Laws in Stokes County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Everett, Fouts, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Ruark, Sellars, Senter, Stone, Thurston, Tonissen, Umstead, Underwood, Uzzell, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow and Woods—86.

Those voting in the negative are: None.

H. B. 868, a bill to be entitled An act to amend Chapter 472 of the Public-Local Laws of 1911, relating to the Recorder's Court of Edgecombe County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 791, a bill to be entitled An act to place certain officers of Jones County on a salary basis.



On motion of Mr. Banks, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 859, a bill to be entitled An act to regulate fees in criminal actions in Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 860, a bill to be entitled An act to amend Section 1567, Article 19, of the Consolidated Statutes of North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 202, a bill to be entitled An act to limit the number of Justices of the Peace in Davidson County and Union County, requiring bonds of Justices of the Peace in said counties, and fixing fees of such Justices.

Passes its second and third readings, and is ordered enrolled.

H. B. 445, a bill to be entitled An act to amend Section 24 of Chapter 145 of the Public Laws of 1931, as amended, relating to the motor fuel road tax, so as to enlarge the definition of motor fuels and provide for a road use tax on any person owning or operating a motor vehicle propelled by a product not within the definition of motor fuels.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, -Wooten and Worthington—100.

Those voting in the negative are: None.

H. B. 651, a bill to be entitled An act to authorize cities, towns and counties to make appropriations for the acquisition, maintenance and repair of buildings to house existing joint city and county health departments.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis,

Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

S. B. 132, a bill to be entitled An act to amend Chapter 287 of the Public Laws of 1939, authorizing cities and towns having a population of more than 5,000 to adopt ordinances relating to the repair, closing and demolition of dwellings unfit for human habitation and providing for the remedies and procedure in connection with actions taken under such ordinances.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

S. B. 148, a bill to be entitled An act to amend Section 2787 of the Consolidated Statutes of 1919, as amended, so as to authorize cities to enact ordinances imposing fees for the privilege of parking in certain areas.

Passes its third reading by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars,



Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

S. B. 257, a bill to be entitled An act to amend Committee substitute for H. B. 52, entitled "An Act to provide old age security for old and incapacitated teachers and State employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide the machinery for the proper administration of this law."

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

S. B. 107, a bill to be entitled An act to amend the Constitution providing for the organization of the State Board of Education and the powers and duties of the same.

Mr. Umstead offers an amendment, which fails of adoption.

Mr. Stone offers an amendment, which is adopted.

Passes its second reading, as amended by the following vote.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch, T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward,

Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten and Worthington—105.

Those voting in the negative are: Messrs. Benton, Thurston and Whitener—3.

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading, as amended, by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch, T., Allen, J. Leroy, Allsbrook, Austin, Banks, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Crawford, Darden, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Morris, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Story, Taylor of Stokes, Taylor of Wayne, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten and Worthington—105.

Those voting in the negative are: Messrs. Benton, Thurston and Whitener—3.

S. B. 198, a bill to be entitled An act to establish a State authorized trademark for identifying and advertising North Carolina farm products of standardized quality and to provide for the proper use and regulation of such trademark.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, McDougale, McGowan, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

Committee substitute for H. B. 195, a bill to be entitled An act to amend Chapter 407, Public Laws of 1937, as to the definition of contract hauler vehicles.

On motion of Mr. Moore of Jackson, the Committee substitute bill is adopted.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 267, a bill to be entitled An act to amend Consolidated Statutes 1659, Volume 3, 1924, as amended, providing for absolute divorce on the grounds of incurable insanity of either party to the marriage contract.

On motion of Mr. Wallace of Johnston, the Committee substitute bill is adopted.

Mr. Ward offers an amendment, which is adopted.

The bill fails to pass its second reading.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

On motion of Mr. Davis of Dare, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 275, a bill to be entitled An act to provide control of the importation of wild animals into North Carolina.

On motion of Mr. Rogers of Polk, consideration of the bill is postponed indefinitely.

H. B. 287, a bill to be entitled An act to provide for the selection of Justices of the Peace.

On motion of Mr. McDougale the Committee amendment is adopted.

Mr. McDougale offers an amendment, which is adopted.

Several members offer amendments, which are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 672, a bill to be entitled An act to authorize and require the State Highway and Public Works Commission to classify and establish a standard of salaries and wages for its employees and to put the same into effect, and providing for an increase in the salaries of employees receiving less than one hundred twenty-five dollars per month.

Mr. Stone offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

On motion of Mr. Bryant, the House takes a recess until 4 P.M.

#### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES.

TUESDAY AFTERNOON, March 11, 1941.

Pursuant to its recess the House meets with Mr. Speaker Mull presiding and resumes consideration of its business.

On motion of Mr. Uzzell, Carolyn Cook Cromartie, granddaughter of Representative Cook of Cumberland County, is made an Honorary Pagette of the House.

On motion of Mr. Burgin, H. B. 637, a bill to be entitled An act to repeal Chapter 339 of the Public Laws of 1903, Chapter 267 of the Public Laws of 1905, and Chapter 242 of the Public Laws of 1917, as amended by Chapter 286

of the Public Laws of 1939, is recalled from the Committee on Agriculture and recommitted to the Committee on Calendar.

On motion of Mr. Burgin, H. B. 740, a bill to be entitled An act to determine the period of time that shall constitute the yearly period of agricultural tenancies in McDowell County, is recalled from the Committee on Agriculture and recommitted to the Committee on Calendar.

On motion of Mr. Burgin, H. B. 588, a bill to be entitled An act providing for the protection of livestock, dogs, poultry and other fowls and animals by regulating the setting of steel traps in Stokes County, is recalled from the Committee on Agriculture and recommitted to the Committee on Calendar.

On motion of Mr. Pearsall, H. B. 766, a bill to be entitled An act to promote the propagation of game and fish in Henderson County, is taken from the unfavorable Calendar, and recommitted to the Calendar Committee.

On motion of Mr. Pearsall, S. B. 145, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937 requiring the registration of motor vehicles and requiring the payment of fees thereon, etc., is taken from the unfavorable Calendar and recommitted to the Calendar Committee.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Calendar.

H. B. 773, a bill to be entitled An act to facilitate the proof of dates and the reckoning of time in actions and proceedings.

With a favorable report.

H. B. 878, a bill to be entitled An act to amend Section 2 of Chapter 82 of the Public Laws of North Carolina, Session of 1939, amending Section 945 of the Consolidated Statutes of North Carolina, 1919, relative to the attendance of Clerks of the Superior Court at their offices.

With a favorable report.

H. B. 835, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expenses.

With a favorable report.

H. B. 829, a bill to be entitled An act to change the name of the Cherokee Indian Normal School of Robeson County, and for other purposes.

With a favorable report.

H. B. 650, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, so as to provide certain benefits of the Workman's Compensation Act for prisoners injured while engaged in highway work.

With a favorable report.

H. B. 911, a bill to be entitled An act to amend Section 1608 of the Consolidated Statutes, Volume 3 as amended, relating to Recorder's Courts to make the same apply to Transylvania County.

With a favorable report.

H. B. 910, a bill to be entitled An act to authorize the Town of Brevard to dispose of certain real estate acquired by the said town from Brevard College, Inc.

With a favorable report.



S. B. 252, a bill to be entitled An act to further amend Chapter 242 of the Public Laws of 1937, as amended, relating to benefits to children of World War Veterans.

With a favorable report.

S. B. 244, a bill to be entitled An act to validate the acts of J. Moir Hawkins, Justice of the Peace of Stokes County.

With a favorable report.

S. B. 245, a bill to be entitled An act to amend Section 6302 of the Consolidated Statutes 1919, relating to resident insurance agents.

With a favorable report.

S. B. 77, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1937, and Acts amendatory thereof, relating to the State Board of Examiners of tile contractors and the licensing of persons engaged in the tile contracting business.

With an unfavorable report as to bill, favorable as to Committee substitute.

S. B. 142, a bill to be entitled An act to amend Chapter 181 of the Public Laws of 1937, as amended, relating to pensions of widows of Confederate soldiers.

With an unfavorable report.

By Mr. Kerr, for the Committee on Appropriations.

S. B. 47, a bill to be entitled An act to provide for an appropriation of State funds for the maintenance and improvement of highways in cities and towns.

With a favorable report.

S. R. 159, a joint resolution to provide for a Commission on Recodification of the North Carolina Statutes.

With a favorable report.

H. B. 817, a bill to be entitled An act to further carry out the provisions of Chapter 53 of the Public Laws of 1935, relating to the prevention of blindness and the improvement of the condition of the blind in the State of North Carolina.

With a favorable report.

S. B. 21, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939, relating to the use and operation of State-owned school busses.

With a favorable report, as amended.

H. B. 309, a bill to be entitled An act to compensate Dorotheleen Hales, Administratrix of Mrs. Winton C. Walker, Peggy Christine Walker, minor, Fay Walker, minor, Seba Hales and Mrs. Seba Hales, for loss of life of the named decedents by drowning at Harker's Ferry caused by the unguarded condition of the State Highway leading to Ferry.

With a favorable report, as amended.

H. B. 383, a bill to be entitled An act to set up a fund for the construction of all-weather secondary roads in North Carolina.

With a favorable report, as amended.

H. B. 240, a bill to be entitled An act to amend Section 84 of the Consolidated Statutes as amended, relating to expenses allowed the judges of the Superior Court.

With an unfavorable report.

By Mr. Stone, for the Committee on Roads.

H. B. 671, a bill to be entitled An act authorizing the State Highway and Public Works Commission to furnish such equipment and facilities as may be

necessary to aid towns and villages in the maintenance of the dirt streets in said towns and villages.

With an unfavorable report, as to bill, favorable as to Committee substitute bill.

By Mr. McEachern, for the Committee on Manufactures and Labor.

H. B. 732, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, as amended, relative to the hours of labor for employees engaged in the processing of, canning or packing fresh fruits or vegetables during certain periods.

With a favorable report, as amended.

H. B. 512, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, as amended, relating to maximum working hours, to require lunch periods.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed bills, reports that they have carefully examined the following bills and resolutions, found them properly engrossed and ask that they be sent to the Senate.

It is so ordered.

H. B. 115, a bill to be entitled An act to provide for the extension of the Public School System to embrace twelve grades in those school districts requesting the same.

Committee substitute for H. B. 397, a bill to be entitled An act to regulate and supervise public livestock markets and dealers in livestock and to prevent the spread of contagious and infectious diseases of livestock.

H. B. 698, a bill to be entitled An act to provide for examinations by the State Banking Commission of certain loan agencies not now under the supervision of or reporting to the State Banking Commission, the Insurance Commissioner or the Commissioner of Agriculture.

H. B. 695, a bill to be entitled An act to amend Chapter 390 of the Public Laws of 1939 providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense.

H. B. 765, a bill to be entitled An act to amend Consolidated Statutes, Section 5356, as amended, of the drainage law authorizing appointment of receivers for defaulting districts.

H. B. 109, a bill to be entitled An act to amend Chapter 349 of the Public Laws of 1937, and Chapter 6 of the Public Laws of 1939, relating to the Law Enforcement Officers' Benefit and Retirement Fund.

H. B. 126, a bill to be entitled An act to provide compensation for the death of Rachel Valerie Jones, killed when run over by a school bus in Brunswick County.

H. B. 192, a bill to be entitled An act to amend Chapter 310, Public Laws of 1939, known as the Machinery Act of 1939, with reference to quadrennial assessment of real property.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:



By Messrs. Rogers of Macon and Burt: H. B. 924, a bill to be entitled An act to amend the North Carolina Food, Drug and Cosmetic Act, the same being Chapter 320 Public Laws of 1939.

Referred to Committee on Calendar.

By Mr. Quinn: H. B. 925, a bill to be entitled An act to amend Chapter 556 of the Public-Local and Private Laws of the Session of 1935 of the General Assembly of North Carolina relating to the regulation of markets in the Town of Wallace, North Carolina.

Referred to Committee on Calendar.

By Mr. Mallonee: H. B. 926, a bill to be entitled An act reducing the membership of the Board of Education of Cherokee County from seven to three members.

Referred to Committee on Calendar.

By Mr. McDougle, by request: H. B. 927, a bill to be entitled An act creating defenses in tax foreclosure proceedings in Mecklenburg County.

Referred to Committee on Calendar.

By Mr. Blalock: H. B. 928, a bill to be entitled An act to enable the County of Anson to make proper provisions for the maintenance of the indigent sick and afflicted poor.

Referred to Committee on Calendar.

By Messrs. Crawford and Taylor of Wayne: H. B. 929, a bill to be entitled An act to amend Chapter 265 of the Public Laws of 1925, relating to the protection of school children riding on public school buses upon roads and highways of this State.

Referred to Committee on Calendar.

By Mr. Davis of Hyde: H. B. 930, a bill to be entitled An act to limit the maximum amount of auditing contracts in Hyde County.

Referred to Committee on Calendar.

By Messrs. Hatch, Allen, Arch T., and Allen, J. Leroy: H. B. 931, a bill to be entitled An act to repeal Chapter 50, Private Laws of 1929, creating a Park Commission for the City of Raleigh.

Referred to Committee on Calendar.

By Mr. Harris: H. B. 932, a bill to be entitled An act relating to the election of a Town Marshal for the Town of Conway, Northampton County.

On motion of Mr. Harris the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 146, a bill to be entitled An act to amend Section 2287 of the Consolidated Statutes of North Carolina, relating to restoration to sanity of insane persons.

For concurrence in the Senate amendment.

On motion of Mr. Hatch, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws 1935 being An Act entitled An Act to prevent rabies in the State of North Carolina.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 144, a bill to be entitled An act to repeal Chapter 414 of the Public Laws of 1937 as amended by Chapter 389 of the Public Laws of 1939 providing a license or privilege tax on buyers of scrap or untied tobacco.

Referred to Committee on Calendar.

S. B. 183, a bill to be entitled An act to require proper tagging and branding of secondhand watches.

Referred to Committee on Calendar.

S. B. 195, a bill to be entitled An act to provide for State cooperation with the Roanoke Island Historical Association, Incorporated.

Referred to Committee on Calendar.

S. B. 237, a bill to be entitled An act to amend Section 5238 of the Consolidated Statutes of 1919, as amended, relating to Credit Unions.

Referred to Committee on Calendar.

S. B. 283, a bill to be entitled An act for the relief of the former Judge of Richmond County, H. F. Brown.

On motion of Mr. Brown, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered enrolled.

S. B. 304, a bill to be entitled An act to amend Chapter 548 of the Public-Local Laws of 1933 so as to provide that High Point Township shall have seven Justices of the Peace until the next General Election, and thereafter limited to six.

Referred to Committee on Calendar.

S. B. 312, bill to be entitled An act to prohibit the sale of beer and wine within a radius of one mile of the Stanfield Consolidated School in Stanly County.

On motion of Mr. Kluttz, the bill is placed on the Calendar.

S. B. 314, a bill to be entitled An act authorizing the County Commissioners of Richmond County to appropriate a sum of money not to exceed \$5,000.00 for the construction of an airport on its own lands.

Referred to Committee on Calendar.

H. B. 371, a bill to be entitled An act to appoint trustees of the Tryon-Saluda administrative school unit.

For concurrence in Senate amendment.

On motion of Mr. Rogers of Polk, the House concurs in the Senate amendment, and the bill is ordered enrolled.

S. R. 315, a joint resolution authorizing the Department of Conservation and Development to carry out the provisions of Chapter 388 of Public Laws of 1939, which provide for funds for the construction and equipping of a small-mouth bass fish hatchery and two sub-rearing stations and to provide for the operation and maintenance under the Department of Conservation and Development.

Referred to Committee on Calendar.



H. B. 239, a bill to be entitled An act to require Justices of the Peace to furnish surety bond conditioned upon proper accounting of funds coming into their hands.

For concurrence in Senate amendment.

On motion of Mr. Bost, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 305, a bill to be entitled An act to permit the Board of County Commissioners of Wake County to appropriate money to advertise Wake County.

Referred to Committee on Calendar.

S. B. 317, a bill to be entitled An act to amend Chapter 335 of the Public-Local Laws of 1931 relating to the Recorder's Court of Leaksville Township, Rockingham County and increasing the fee paid jurors in said court.

Referred to Committee on Calendar.

S. B. 318, a bill to be entitled An act to extend the term of office of certain County officials of Transylvania County.

Referred to Committee on Calendar.

S. B. 319, a bill to be entitled An act to make the term of office of Register of Deeds of Transylvania County four years.

Referred to Committee on Calendar.

S. B. 322, a bill to be entitled An act to amend Chapter 137 of the Public-Local Laws of 1935, fixing the salaries of the Clerk of the Superior Court and Deputy Clerk of the Superior Court of Franklin County.

Referred to Committee on Calendar.

S. B. 325, a bill to be entitled An act to authorize the Board of County Commissioners to employ a deputy sheriff for Randolph County.

Referred to Committee on Calendar.

S. B. 326, a bill to be entitled An act to authorize the Board of County Commissioners to create the office of Tax Collector for the County of Randolph.

Referred to Committee on Calendar.

S. B. 327, a bill to be entitled An act to repeal Chapter 321 of the Public Laws of 1937 relating to the salary of the Commissioner of the World War Veterans Loan Fund.

Referred to Committee on Calendar.

#### SPECIAL MESSAGE

SENATE CHAMBER,  
March 11, 1941.

*Mr. Speaker:*

Pursuant to your request the Senate is returning herewith H. B. 687, entitled "a bill to be entitled An act to authorize and empower the City Council in the City of Salisbury and the Board of County Commissioners of the County of Rowan to contribute certain funds in the operation of the Chamber of Commerce of Salisbury, North Carolina," for further consideration by your Honorable Body.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

On motion of Mr. Uzzell, the vote by which the bill passed its third reading is reconsidered.

On motion of Mr. Uzzell, consideration of the bill is postponed indefinitely.

#### CALENDAR

Bills and resolutions on the Calendar, are taken up and disposed of as follows:

H. B. 865, a bill to be entitled An act authorizing the Board of Commissioners of Gráham County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—103.

Those voting in the negative are: None.

H. B. 882, a bill to be entitled An act authorizing the levy of tax for park and recreation purposes by the City of Charlotte upon vote of the qualified voters of the city.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward,



Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—103.

Those voting in the negative are: None.

S. B. 205, a bill to be entitled An act authorizing the Board of Commissioners of Northampton County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Darden, Davis of Hyde, Delamar, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—103.

Those voting in the negative are: None.

H. B. 315, a bill to be entitled An act to amend Chapter 122, Public Laws 1935, being An act entitled An Act to prevent rabies in North Carolina.

The House fails to concur in the Senate amendment and asks for a Conference Committee.

The Speaker appoints as Conferees on the part of the House to confer with a like Committee designated by the Senate: Messrs. Rogers of Macon, Galloway and Davis of Hyde and the Senate is so notified.

H. B. 370, a bill to be entitled An act to validate judgments by default in foreclosure actions and order of confirmation of judicial sales which purport to have been entered by the Clerk of Harnett County Superior Court on days other than Monday.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 780, a bill to be entitled An act relating to the public roads in Currituck County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 796, a bill to be entitled An act to provide compensation for the members of the Welfare Board of Yadkin County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 813, a bill to be entitled An act to amend Chapter III of Chapter 336 of the Private Laws of the State of North Carolina of 1911 so as to enlarge the jurisdiction of the Mayor's Court of the Town of Kernersville.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 816, a bill to be entitled An act to amend Chapter 234, of the Public Laws of 1933, relating to the terms of Superior Courts in Duplin and Onslow Counties in the Sixth Judicial District.

On motion of Mr. Quinn, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 831, a bill to be entitled An act to amend Chapter 16, Private Laws of 1923, relating to the jurisdiction of the Police Court of the City of Asheville.

The Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 838, a bill to be entitled An act to provide for an audit of the books of Avery County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 854, a bill to be entitled An act to regulate the appointment of Constables in Mecklenburg County.

Mr. Vogler offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 855, a bill to be entitled An act to amend Chapter 310 of the Public Laws of 1939, relating to the County Board of Equalization and Review; applicable to Mecklenburg County only.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 858, a bill to be entitled An act relative to elections in the Town of East Spencer, fixing dates for primary elections and time for filing notice of intention of becoming a candidate.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 870, a bill to be entitled An act to repeal Sections 2482, 2483 and 2484 of Consolidated Statutes of North Carolina relating to prices to be charged by time merchants in Greene County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 872, a bill to be entitled An act to amend Chapter 89 of the Public Laws of 1931 to provide for the transfer to the Superior Court of all cases in the County Criminal Court of Onslow County, when same is established, in which a jury trial is demanded.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 876, a bill to be entitled An act to authorize the County Commissioners of Bladen County to employ additional deputy sheriffs in certain instances.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 879, a bill to be entitled An act to amend Chapter 460 of the Public-Local Laws of 1931, relating to the Peace Officers' Relief Fund for the County of Pitt.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 881, a bill to be entitled An act to amend Chapter 285 of the Public-Local Laws of 1921, relating to the compensation of certain officers in Stokes County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 883, a bill to be entitled An act to amend Section 1572 of the Consolidated Statutes relating to jury trials in the Recorder's Court of Franklin County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 884, a bill to be entitled An act to amend Section 4516 of the Consolidated Statutes relating to fees allowed to counsel assigned to defendants in capital cases.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 887, a bill to be entitled An act to incorporate the Anson County airport commission.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 915, a bill to be entitled An act to repeal H. B. 665, ratified the 10th day of March 1941, relating to the consolidation of certain offices in Columbus County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 235, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919, as amended, relating to the terms of the Superior Court of Franklin County.

On motion of Mr. Kearney the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 289, a bill to be entitled An act to regulate and fix term of grand juries for Randolph County.

Passes its second and third readings, and is ordered enrolled.

S. B. 300, a bill to be entitled An act to enable the City of Asheville to cooperate with the National Defense Program and the Civil Aeronautics Authority in acquiring land to complete the Asheville-Hendersonville Airport.

Passes its second and third readings, and is ordered enrolled.

H. B. 330, a bill to be entitled An act to amend Consolidated Statutes 1667 so as to permit alimony without divorce to be obtained by counterclaim or cross-action as well as by independent action.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 333, a bill to be entitled An act to amend Section 9 of Chapter 291 of the Public Laws of 1935 relating to electric membership corporations.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. R. 338, a joint resolution providing for a declaration of the Federation of the World.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. R. 339, a joint resolution requesting the State Highway and Public Works Commission to name the bridge over the Yadkin River between Crutchfield and Boonville the Dr. T. W. Shore Memorial Bridge.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 385, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1935, relative to the rental system for textbooks used in the public schools of the State.

Mr. Reynolds offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 387, a bill to be entitled An act to provide for daylight saving time. The bill passes its second reading.

Mr. Everett objects to its third reading, and the bill remains on the Calendar.

H. B. 391, a bill to be entitled An act regulating settlements for damages in personal injury cases.

Mr. Ward offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

Committee substitute for H. R. 401, a joint resolution authorizing the Governor of North Carolina to appoint a commission to study the various State supported educational institutions and departments.

On motion of Mr. Ward the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 403, a bill to be entitled An act to prevent damage to or removal of real or personal property by trespassers.

On motion of Mr. Ross, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 420, a bill to be entitled An act to amend Chapter 119 of the Public Laws of 1929, relative to the practice of barbering in North Carolina.

Mr. Edwards of Swain offers an amendment, which is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 425, a bill to be entitled An act to amend Chapter 1, Public Laws 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 428, a bill to be entitled An act to amend Section 996 of the Consolidated Statutes of 1919, as amended, by Chapter 305 of the Public Laws of 1929, relating to the revocation of voluntary deeds conveying contingent in-



terests to persons not in esse or not determinable until the happening of a future event.

On motion of Mr. Burns, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 435, a bill to be entitled An act to amend Consolidated Statutes of 1919, Section 1437, conferring concurrent jurisdiction on the Superior Courts and inferior Courts in misdemeanor cases.

Mr. Cook offers an amendment, which is adopted.

On motion of Mr. McDougale, the Committee amendment is adopted.

Several members offer amendments.

On motion of Mr. McDougale, consideration of the bill is postponed until Wednesday, March 12, 1941.

H. B. 448, a bill to be entitled An act to amend Section 3187 of the Consolidated Statutes of North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 464, a bill to be entitled An act to amend Section 220 (k) of the Consolidated Statutes of North Carolina, being the Banking Laws and being the Section entitled "Commercial and Business Paper Defined."

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 468, a bill to be entitled An act to amend Section 25, Chapter 197, Public Laws 1939, to provide for the application of the law concerning trusts and trustees and the administration of trusts.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 469, a bill to be entitled An act to amend Chapter 88 of the Consolidated Statutes of North Carolina, and to amend Chapter 319 of the Public Laws of 1937 amending said Chapter relating to the powers of the State Board of Charities and Public Welfare and to the membership, appointment, and duties of County Welfare Boards and County Superintendents of Public Welfare.

On motion of Mr. Gass, the Committee amendment is adopted.

Passes its second reading, as amended.

Mr. Gass objects to the third reading, and the bill remains on the Calendar.

H. B. 470, a bill to be entitled An act to amend Section 93 of Volume 1 of the Consolidated Statutes of 1919, relating to the order of payment of debts of a decedent.

On motion of Mr. Fulghum, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 473, a bill to be entitled An act to amend Section 4746 and 4747 Consolidated Statutes of North Carolina relating to the sale of stock and poultry tonics.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 485, a bill to be entitled An act to amend Consolidated Statutes 2787, Volume 3, 1924, as amended, relating to the powers of municipal corporations.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 488, a bill to be entitled An act for the adoption of a standard form of agricultural lien and chattel mortgage and fixing standard fees for recording the same.

Mr. Halstead offers an amendment.

On motion of Mr. Allsbrook, the bill and amendment are recommitted to the Committee on Calendar.

Committee substitute for H. B. 489, a bill to be entitled An act to amend Consolidated Statutes 4348 (a) with reference to indecent exposure by persons.

On motion of Mr. Halstead the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 497, a bill to be entitled An act to amend Chapter 358, Public Laws of North Carolina, Session 1939, relative to the division of debt service funds between county and city administrative units.

On motion of Mr. Taylor of Wayne, the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 514, a bill to be entitled An act to turn over certain records and funds of the State Emergency Relief Administration to the North Carolina Historical Commission.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 515, a bill to be entitled An act to amend Consolidated Statutes 5000, Volume 3, 1924, relative to the appointment of auctioneers of jewelry and silverware.

Mr. Whitener offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 518, a bill to be entitled An act to amend Chapter 184 of the Public Laws of 1937, the same being An Act to amend Chapter 255, of the Public Laws of 1935, relative to the operation of business schools in North Carolina.

Mr. Allen, Arch T., offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 519, a bill to be entitled An act to amend Chapter 131 of the Public Laws of 1919 relating to the promotion of vocational education in North Carolina, etc.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 538, a bill to be entitled An act to provide for insurable interest as between stockholders, partners and others.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 549, a bill to be entitled An act to amend Consolidated Statutes 6622, Volume 3, 1924, relating to the practice of medicine.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 557, a bill to be entitled An act to amend Chapter 243 of the Public Laws of 1935, relating to adoption of minors.

On motion of Mr. Richardson, the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 560, a bill to be entitled An act to authorize the Boards of County Commissioners of the various counties of the State to defer revaluations of real estate until the year 1943.

Mr. Pickens offers an amendment, which is adopted.

Mr. Austin offers an amendment, which is adopted.

Passes its second reading, as amended.

Mr. Pickens objects to the third reading, and the bill remains on the Calendar.

H. B. 568, a bill to be entitled An act to reimburse Gilbert L. Shermer of Forsyth County for damages to his automobile through collision with a school bus on October 5, 1939.

On motion of Mr. Gass the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 571, a bill to be entitled An act relating to foreclosure sales under deeds of trust.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 574, a bill to be entitled An act to amend Committee substitute for H. B. 11, entitled "a bill to be entitled An act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session of 1939," ratified the 28th day of February, 1941.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 736, a bill to be entitled An act to amend Chapter 343 of the Public Laws of 1929, to prevent conflict with provisions of Chapter 243, Public Laws of 1935.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 835, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

Mr. Austin offers an amendment, which is adopted.

Mr. Kerr offers an amendment, which is adopted.

Mr. Moore of Scotland offers an amendment, which is adopted.

Mr. McLaughlin offers an amendment, which is adopted.

Passes its second and third readings, as amended and is ordered engrossed and sent to the Senate.

S. B. 221, a bill to be entitled An act to repeal Section 4392 of the Consolidated Statutes, relating to the sale of bonds.

Passes its second and third readings, and is ordered enrolled.

S. B. 222, a bill to be entitled An act to amend Section 5357 of the Consolidated Statutes, relating to the sale of drainage district bonds.

Passes its second and third readings, and is ordered enrolled.

S. B. 265, a bill to be entitled An act to provide for the payment to the widow of Senator T. W. M. Long, deceased, of compensation due him as a member of the State Senate.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Bryant, the House adjourns and will meet tomorrow at 11 A.M.

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## FIFTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,  
WEDNESDAY, March 12, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Story, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Courtesies of the floor are extended to Messrs. R. R. King of Guilford County, W. P. Byrd of Harnett County, Julius Brown of Pitt County, and Jack Edwards of Pitt County, former members of the General Assembly.

On motion of Mr. Garrett, Nancy Kate Taylor, daughter of Representative Taylor of Stokes County, is made an Honorary Page of the House.

On motion of Mr. Whitener, Danny Fouts, son of Representative Fouts of Yancey County, is made an Honorary Page of the House.

Leave of absence is granted to Representative Taylor of Stokes County.

On motion of Mr. Darden, H. B. 903, "a bill to be entitled An act to amend Chapter 51, Public-Local Laws of 1941, ratified the 17th day of February, 1941," is recalled from the Senate for further consideration by the House.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Calendar.

H. B. 740, a bill to be entitled An act to determine the period of time that shall constitute the yearly period of agricultural tenancies in McDowell County.

With a favorable report.

H. B. 776, a bill to be entitled An act to amend Chapter 583 of the Public-Local and Private Laws of 1939, so as to require the County Board of Education of Currituck County to transfer certain lands no longer used for school purposes to the Board of County Commissioners.

With a favorable report.

H. B. 810, a bill to be entitled An act relating to the collection of taxes and the distribution of same to the various funds in Columbus County.

With a favorable report.



H. B. 824, a bill to be entitled An act providing for the remission of penalties on unpaid taxes for the year 1939.

With a favorable report.

H. B. 925, a bill to be entitled An act to amend Chapter 556 of the Public-Local and Private Laws of the Session of 1935 of the General Assembly of North Carolina relating to the regulation of markets in the Town of Wallace, North Carolina.

With a favorable report.

H. B. 834, a bill to be entitled An act to amend Committee substitute for H. B. No. 9, ratified February 17, 1941, entitled An Act to prohibit the manufacture and sale of beer and wine within two and one-half miles of the Rawls Baptist Church, Chalybeate Springs Baptist Church and Kipling Methodist Church in Hector's Creek Township, Harnett County.

With a favorable report.

H. B. 843, a bill to be entitled An act to appoint a Tax Collector for the County of Avery.

With a favorable report.

H. B. 844, a bill to be entitled An act regulating the fees to be received by Justices of the Peace in Henderson County.

With a favorable report.

H. R. 853, a joint resolution by the General Assembly of North Carolina favoring aid to the British Empire and her Allies and authorizing the citizens of the State of North Carolina to contribute voluntarily all funds they see fit to this worthy cause.

With a favorable report.

H. R. 862, a joint resolution authorizing and directing the Secretary of State to have printed five thousand copies of Chapter 358, Public Laws of 1939, as amended by H. B. 460, known as a bill "To amend and supplement An Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor" as enacted into law, and that the distribution thereof be under the direction of the State Superintendent of Public Instruction and the State School Commission.

With a favorable report.

H. B. 864, a bill to be entitled An act to increase the membership of the Board of Education of Graham County from 3 to 7.

With a favorable report.

H. B. 866, a bill to be entitled An act to amend Section 6054 of Volume 2 of the Consolidated Statutes, so as to place Graham County under the State-wide Primary Laws.

With a favorable report.

H. B. 869, a bill to be entitled An act to amend Chapter 155 of the Public Laws of 1935, relating to the regulation and control of the practice of photography.

With a favorable report.

H. B. 871, a bill to be entitled An act to amend Chapter 170, Public Laws of 1939, the same being An Act to regulate the publication of legal notices and other legal advertising.

With a favorable report.

H. B. 873, a bill to be entitled An act relating to tax research and to amend the Machinery Act relating to the State Board of Assessment.

With a favorable report.

H. B. 894, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Statesville to provide for the building, equipping and enlarging of the airport of the City of Statesville and the levying of taxes thereon.

With a favorable report.

H. B. 898, a bill to be entitled An act to provide for the nomination of elective officers in the Town of Elkin, in Surry County.

With a favorable report.

H. B. 899, a bill to be entitled An act to amend Section 1105 of Chapter 310, Public Laws of 1939, fixing the date for the meeting of the Board of Equalization and Review of Yadkin County in quadrennial assessment years.

With a favorable report.

H. R. 902, a joint resolution empowering the Governor to appoint a special commission for the purpose of studying a building program for the State and allocating space to State Constitutional Officers of Auditor, Treasurer, and Secretary of State, and for other purposes.

With a favorable report.

H. B. 904, a bill to be entitled An act to aid in the collection of delinquent taxes and street assessments in the City of Hendersonville.

With a favorable report.

H. B. 905, a bill to be entitled An act to extend the corporate limits of the City of Hickory.

With a favorable report.

H. B. 906, a bill to be entitled An act regulating pension payments to be received by employees of the City of Wilmington while receiving compensation under the Workmen's Compensation Act.

With a favorable report.

H. B. 908, a bill to be entitled An act to amend Chapter 55 of the Private Laws of 1915, entitled an Act to provide for the raising and managing of pension funds for the police of the City of Wilmington.

With a favorable report.

H. B. 909, a bill to be entitled An act to audit funds of Mitchell County.

With a favorable report.

H. B. 914, a bill to be entitled An act to prohibit the sale of fireworks in the Counties of Camden, Currituck, Gates and Pasquotank.

With a favorable report.

H. B. 916, a bill to be entitled An act to amend Section 4458 of Volume 1 of the Consolidated Statutes of 1919 relating to public drunkenness in Burke County.

With a favorable report.

H. B. 919, a bill to be entitled An act to permit the Board of County Commissioners of Anson County to expend funds for the purpose of coöperating with the North Carolina Agricultural Experiment Station, the North Carolina Agricultural Extension Service, and the Department of Agriculture.

With a favorable report.



H. B. 921, a bill to be entitled An act to amend Chapter 185 of the Private Laws of 1909, as amended, relating to the Charter of the Town of Kenly.

With a favorable report.

H. B. 819, a bill to be entitled An act to provide for the printing and distribution of Session Laws, Senate and House Journals and Supreme Court Reports.

With a favorable report.

H. B. 922, a bill to be entitled An act to amend Chapter 185 of the Public-Local Laws of 1939 relating to salaries of County Officers of Carteret County.

With a favorable report.

H. B. 926, a bill to be entitled An act reducing the membership of the Board of Education of Cherokee County from seven to three members.

With a favorable report.

H. B. 928, a bill to be entitled An act to enable the County of Anson to make proper provisions for the maintenance of the indigent sick and afflicted poor.

With a favorable report.

H. B. 931, a bill to be entitled An act to repeal Chapter 50, Private Laws of 1929, creating a Park Commission for the City of Raleigh.

With a favorable report.

S. B. 144, a bill to be entitled An act to repeal Chapter 414 of the Public Laws of 1937 as amended by Chapter 389 of the Public Laws of 1939 providing a license or privilege tax on buyers of scrap or untied tobacco.

With a favorable report.

S. B. 195, a bill to be entitled An act to provide for State coöperation with the Roanoke Island Historical Association, Incorporated.

With a favorable report.

S. B. 237, a bill to be entitled An act to amend Section 5238 of the Consolidated Statutes of 1919, as amended, relating to credit unions.

With a favorable report.

S. B. 247, a bill to be entitled An act to define the name "Scale Mechanic" and to provide for their registration.

With a favorable report.

S. B. 250, a bill to be entitled An act to provide the form of certificate for the acknowledgment of an instrument which purports to be signed by a person acting under the authority granted by the execution of a power of attorney to such person.

With a favorable report.

S. B. 251, a bill to be entitled An act to authorize the Board of Commissioners of Mecklenburg County to enter into agreements and to create liens for unpaid portion of the costs of terracing farm lands in Mecklenburg County.

With a favorable report.

S. B. 263, a bill to be entitled An act to amend Chapter 352 of the Public Laws of 1937, relating to the punishment for the illegal taking of fish and deer in Buncombe County.

With a favorable report.

S. B. 267, a bill to be entitled An act to amend Chapter 190 of the Public Laws of 1921, as amended, and Chapter 306 of the Public Laws of 1925, as amended, to increase the membership of the Board of Trustees of the Morrison Training School from eight to ten.

With a favorable report.

S. B. 292, a bill to be entitled An act to prohibit the killing of wild turkeys in Randolph for a period of five years.

With a favorable report.

S. B. 295, a bill to be entitled An act to permit absentee voting in primaries by citizens of North Carolina who may be in military or naval service of the United States.

With a favorable report.

S. B. 296, a bill to be entitled An act to amend Section 5 of Chapter 159, Public Laws of 1939, relating to the acknowledgment of signatures in certificates supporting absentee ballots.

With a favorable report.

S. B. 298, a bill to be entitled An act to require the inoculation of dogs in Durham County against rabies.

With a favorable report.

S. B. 304, a bill to be entitled An act to amend Chapter 548 of the Public-Local Laws of 1933 so as to provide that High Point Township shall have seven Justices of the Peace until the next general election, and thereafter limited to six.

With a favorable report.

S. B. 314, a bill to be entitled An act authorizing the County Commissioners of Richmond County to appropriate a sum of money not to exceed \$5,000.00 for the construction of an airport on its own lands.

With a favorable report.

S. B. 317, a bill to be entitled An act to amend Chapter 335 of the Public-Local Laws of 1931 relating to the Recorder's Court of Leaksville Township, Rockingham County and increasing the fee paid jurors in said Court.

With a favorable report.

S. B. 325, a bill to be entitled An act to authorize the Board of County Commissioners to employ a deputy sheriff for Randolph County.

With a favorable report.

S. B. 326, a bill to be entitled An act to authorize the Board of County Commissioners to create the office of Tax Collector for the County of Randolph.

With a favorable report.

H. B. 588, a bill to be entitled An act providing for the protection of livestock, dogs, poultry and other fowls and animals by regulating the setting of steel traps in Stokes County.

With a favorable report, as amended.

H. B. 929, a bill to be entitled An act to amend Chapter 265 of the Public Laws of 1925, relating to the protection of school children riding on public school buses upon roads and highways of this State.

With a favorable report, as amended.

H. B. 815, a bill to be entitled An act to authorize the Governor to allot funds from vocational educational appropriations for the purpose of establishing a textile training school in the Piedmont Section of North Carolina.

With an unfavorable report.

H. B. 845, a bill to be entitled An act to require the State Highway and Public Works Commission to maintain roads and streets situated in subdivisions lying outside the corporate limits of municipalities in this State.

With an unfavorable report.



H. B. 770, a bill to be entitled An act to create a Merit System Council for certain departments and agencies of the State of North Carolina.

With an unfavorable report as to bill, favorable report as to Committee substitute.

H. B. 880, a bill to be entitled An act to require permit for all new buildings constructed in Scotland County.

With an unfavorable report.

H. B. 892, a bill to be entitled An act to grant certain license privileges to hunters accompanying landowner while hunting on lands owned by such landowner in Iredell County.

With an unfavorable report.

H. B. 901, a bill to be entitled An act to regulate the operation of filling stations and stores within one and one-half miles of Hollands Chapel Church in Honeycutts Township, Sampson County, on Sundays.

With an unfavorable report.

H. B. 912, a bill to be entitled An act to repeal Chapter 417 of the Public-Local Laws of the General Assembly of 1939, relative to nomination and election of County Commissioners of Wilkes County.

With an unfavorable report.

H. B. 918, a bill to be entitled An act to prohibit the sale of wine or beer within one mile of Rocky Cross Baptist Church, Ferrell's Township, Nash County.

With an unfavorable report.

H. B. 920, a bill to be entitled An act to amend Consolidated Statutes 6660, Volume 2, 1919, and Consolidated Statutes 6662, Volume 3, 1924, relating to the issuance and renewal of license by the State Board of Pharmacy.

With an unfavorable report.

H. B. 927, a bill to be entitled An act creating defenses in tax foreclosure proceedings in Mecklenburg County.

With an unfavorable report.

H. B. 930, a bill to be entitled An act to limit the maximum amount of auditing contracts in Hyde County.

With an unfavorable report.

S. B. 302, a bill to be entitled An act to permit the Board of Commissioners of Lee County to regulate nuisances.

With an unfavorable report.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 752, a bill to be entitled An act to provide separate schools for Indians in Averasboro and Duke Townships, Harnett County.

With a favorable report, as amended.

H. B. 559, a bill to be entitled An act to appoint the Board of Education for Avery County.

With an unfavorable report.

H. B. 436, a bill to be entitled An act to permit counties, cities and towns at their own expense to participate in the Teachers' and State Employees' Retirement System of North Carolina.

With an unfavorable report.

H. B. 28, a bill to be entitled An act to extend the school term required by Article IX of the Constitution of North Carolina to embrace a total of 180 days of school.

With an unfavorable report.

By Mr. Withrow, for the Committee on Justices of the Peace.

H. B. 441, a bill to be entitled An act to remove the name of D. Buchanan from the list of Justices of the Peace appointed for Toe River Township, Avery County, by the General Assembly of 1937.

With a favorable report.

By Mr. Blalock, for the Committee on Public Buildings and Grounds.

S. B. 43, a bill to be entitled An act to authorize and direct the Board of Public Buildings and Grounds to install an elevator or escalator in the State Capitol Building.

With a favorable report, as amended.

By Mr. Halstead, for the Committee on Judiciary No. 1.

H. B. 544, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

With an unfavorable report as to bill, favorable report as to Committee substitute bill.

On motion of Mr. LeGrand, the Committee substitute bill is adopted, which substitute contains no material amendments to the original bill.

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 822, a bill to be entitled An act authorizing and empowering the City of High Point to construct, acquire and operate electric plants for the purpose of supplying electricity to the City and consumers in the City, and to issue bonds, payable solely from the revenues of such plants, in order to finance the said projects, and to amend the Revenue Bond Act of 1938 and Chapter 600 of the Private Laws of 1939.

With an unfavorable report.

By Mr. Austin, for the Committee on Senatorial Districts.

H. B. 292, a bill to be entitled An act to define and establish the Senatorial Districts of the State, and to make the apportionment of the members of the Senate.

With a favorable report, as amended.

On motion of Mr. Austin, consideration of the bill is postponed indefinitely.

By Mr. Kerr, for the Committee on Appropriations.

S. B. 261, a bill to be entitled An act to provide relief for Mrs. Love B. Gilmer, a widow of former Attorney General Robert D. Gilmer.

With a favorable report, as amended.

H. B. 341, a bill to be entitled An act to provide better educational advantages for members of the Indian Race in Eastern North Carolina not otherwise provided for.

With a favorable report, as amended.

H. B. 415, a bill to be entitled An act to authorize and establish a county and district agricultural and industrial fair division in the Department of Agriculture.

The bill is reported without prejudice.

H. B. 523, a bill to be entitled An act to provide compensation to Walter M. Stanaland for damages sustained by the State of North Carolina taking his land for inland waterway purposes.



With an unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 754, a bill to be entitled An act to encourage the conservation of forests and to provide State aid to counties whose property has been removed from taxation on account of national forests.

With an unfavorable report.

H. B. 764, a bill to be entitled An act to provide a salary schedule for members of the State Highway Patrol and to make an additional appropriation for the support thereof.

With an unfavorable report.

H. B. 830, a bill to be entitled An act to appropriate the sum of \$7,500.00 to make usable a laboratory and classroom building at Western Carolina Teachers College.

With an unfavorable report.

H. B. 131, a bill to be entitled An act to appropriate \$6,000.00 for each year of the biennium 1941-43 to be used and expended for mineral research and development in North Carolina.

With an unfavorable report.

H. B. 279, a bill to be entitled An act to amend Chapter 288 of the Public Laws of 1937 relative to the amount of benefits to be paid under the Old Age Assistance Act.

With an unfavorable report.

H. B. 286, a bill to be entitled An act to provide for a ninth increment in salary for the public school-teachers of North Carolina.

With an unfavorable report.

H. B. 688, a bill to be entitled An act to compensate Arthur J. Furman for injuries sustained in wreck of State prison trucks.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Ellenor, for the Committee on Engrossed Bills, reports that they have carefully examined the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 291, a bill to be entitled An act to provide compensation for personal injuries sustained by McLendon Helms by reason of being run over by a public school bus in Union County.

H. B. 265, a bill to be entitled An act to appropriate the sum of \$10,000.00 to be used by the Department of Conservation and Development in repairing, reconstructing or building a spillway at the mouth of Waccamaw River in Columbus County.

H. B. 224, a bill to be entitled An act to reimburse W. K. Miller, Route 1, Dover, North Carolina, on account of the death of W. K. Miller, Jr., a school child who was struck and killed by a school bus on October 18, 1940.

H. B. 89, a bill to be entitled An act to appropriate funds for the payment of a judgment in the case of Big Tom Wilson Mount Mitchell Motor Road Company, Incorporated, versus State of North Carolina Department of Conservation and Development.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Withrow: H. B. 933, a bill to be entitled An act to amend Section 976 of the Consolidated Statutes of 1919, so as to restrict the authority of constables to the limits of the townships from which they are elected.

Referred to Committee on Calendar.

By Mr. Fouts: H. R. 934, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes, as amended, relating to the terms of court for Avery and Mitchell Counties.

On motion of Mr. Fouts, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Blalock: H. B. 935, a bill to be entitled An act to amend Chapter 426 of the Public-Local Laws of 1939 relating to fixing the salary and providing an allowance for travel expenses for the sheriff of Anson County.

Referred to Committee on Calendar.

By Mr. Moore of Scotland: H. B. 936, a bill to be entitled An act authorizing the Town of Laurinburg to apply unexpended balance of bond proceeds to the payment of the purchase price of municipal building property.

Referred to Committee on Calendar.

By Mr. Austin: H. B. 937, a bill to be entitled An act to authorize the governing body of the Town of Jefferson in Ashe County in its discretion to regulate or prohibit the sale of wine and beer within the incorporated limits of said Town.

Referred to Committee on Calendar.

By Mr. Benton: H. B. 938, a bill to be entitled An act to grant civil jurisdiction to the County Recorder's Court of Perquimans County.

Referred to Committee on Calendar.

By Messrs. Gass, Bridger, Edwards of Greene, Jarvis, Withrow, Woods, Quinn, Ramsay, Pritchett of Bertie, Pritchett of Caldwell, Story, Abernathy of Nash, Davis of Hyde, Allsbrook, Caveness, Stoney, Umstead, Horner of Lee, Poole, Johnson, Pitman of Robeson, Moore of Guilford, Wallace of Johnston, Uzzell, Ruark, Cook, Griffin, Pickens, Honeycutt, Carlyle, McGowan, Thurston, Gobble, Austin, Senter, Pearsall, Vogler, Merritt, McDougale, Gibbs, Tonissen, Blalock, Kearney, Taylor of Wayne, Norman, Crawford, Hutchins, Burt, LeGrand, Wallace of Lenoir, Bost, Morris and Burns:

H. R. 939, a joint resolution commending Attorney General Harry McMullan and his entire staff for assistance rendered the membership of the 1941 General Assembly.

Referred to Committee on Calendar.

By Mr. Moore of Davie: H. B. 940, a bill to be entitled An act relative to the fees of the Sheriff of Davie County.

On motion of Mr. Moore, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



By Mr. Senter: H. B. 941, a bill to be entitled An act to prohibit the raising of chickens, turkeys, geese and other fowls for commercial purposes within the limits of the Town of Angier, Harnett County.

Referred to Committee on Calendar.

By Mr. Hughes of Davidson: H. B. 942, a bill to be entitled An act to amend Chapter 196 of the Private Laws of the State of North Carolina of the Session of 1929, known as Charter of the City of Thomasville, relative to sale of cemetery plots.

On motion of Mr. Hughes, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Edwards of Swain: H. B. 943, a bill to be entitled An act to provide for a referendum in Swain County on the question of the sale of wine, beer, and other beverages enumerated in Article VI, Schedule "F" of Chapter 158 of the Public Laws of 1939.

Referred to Committee on Calendar.

By Messrs. Morris and LeGrand: H. B. 944, a bill to be entitled An act for the relief of N. H. Davis, former disabled member of the Fire Department of the City of Wilmington.

Referred to Committee on Calendar.

By Mr. Uzzell: H. B. 945, a bill to be entitled An act relating to the licensing of members of the State Board of Examiners of Plumbing and Heating Contractors.

Referred to Committee on Calendar.

By Messrs. McDougle, Vogler and Tonissen: H. B. 946, a bill to be entitled An act to amend Chapter 86 of the Public-Local Laws of 1931, as amended by Chapter 510 of the Public-Local Laws of 1933, relating to the salary of the Clerk of the Superior Court and the Sheriff of Mecklenburg County.

Referred to Committee on Calendar.

By Mr. Bost: H. B. 947, a bill to be entitled An act to authorize the Prosecuting Attorney of the Cabarrus County Recorder's Court to assist in the prosecution of certain cases in the Superior Court.

Referred to Committee on Calendar.

By Messrs. Ross and Pickens: H. B. 948, a bill to be entitled An act to validate the official acts of W. H. Bennett, a former Justice of the Peace of Guilford County, from the date of his qualification in the year 1901 until April 1, 1911.

Referred to Committee on Calendar.

By Mr. Davis of Dare: H. B. 949, a bill to be entitled An act to amend Section 2 of Chapter 311 of the Public Laws of 1939, relating to the appointment of a Commission to study and determine the advisability and feasibility of establishing a nautical school in the State of North Carolina, to extend the operation of the Act until July 1, 1942.

Referred to Committee on Calendar.

And

H. B. 950, a bill to be entitled An act to authorize the Board of Commissioners of Dare County to meet on Mondays and such other days as they shall designate.

Referred to Committee on Calendar.

By Mr. Senter: H. B. 951, a bill to be entitled An act to make it unlawful to operate any place of business in Lillington Township and/or Duke Township, Harnett County, on Sunday between the hours of 10 A.M. and 12 Noon.

Referred to Committee on Calendar.

By Mr. Edwards of Beaufort: H. B. 952, a bill to be entitled An act to amend H. B. 218, Public Laws of 1941, known as the North Carolina Unemployment Compensation Law, relating to disqualifications for benefits.

Referred to Committee on Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 149, a bill to be entitled An act to provide better educational advantages for members of the Indian Race in Eastern Carolina not otherwise provided for.

Referred to Committee on Calendar.

S. B. 173, a bill to be entitled An act to amend Consolidated Statutes 5319, Volume 2, 1919, relating to the enforcement of the payment of the preliminary expenses in the establishment of drainage districts.

Referred to Committee on Calendar.

S. B. 182, a bill to be entitled An act to amend Chapter 87 of the Consolidated Statutes of North Carolina.

Referred to Committee on Calendar.

S. B. 184, a bill to be entitled An act to provide for the protection of the public by regulation of auction sales of articles containing hidden value.

Referred to Committee on Calendar.

S. B. 266, a bill to be entitled An act to amend Chapter 400, Public Laws of 1933 relating to competitive bidding on public construction.

Referred to Committee on Calendar.

S. B. 274, a bill to be entitled An act to repeal Chapter 356 of the Public-Local Laws of 1927 in so far as the same relates to the City of Henderson, North Carolina, and validating certain obligations of said City of Henderson.

Referred to Committee on Calendar.

S. B. 301, a bill to be entitled An act to amend Chapter 407 of the Public Laws of North Carolina, regular session of 1937 relating to the operation of pick-up trucks.

Referred to Committee on Calendar.

S. B. 303, a bill to be entitled An act to amend Chapter 384 of the Public-Local Laws of Regular Session of 1939 relating to expenditures for law enforcement in Lee County.

Referred to Committee on Calendar.



## SPECIAL MESSAGE

SENATE CHAMBER,  
March 12, 1941.

*Mr. Speaker:*

It is ordered that a message be sent to the House of Representatives with the information that the Senate has failed to concur in House Amendment to S. B. 130, entitled "To define and establish the Senatorial Districts of the State and to make apportionment of the members of the Senate," and requests a Conference thereon. To this end the President has appointed as Conferees on the part of the Senate, Senators Sanders, Gay and Whitaker to act with a like Committee on the part of the House to the end that the differences existing between the two bodies may be adjusted.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

Pursuant to the above message of non-concurrence, Mr. Speaker Mull appoints as Conferees of the House, Messrs. Austin, Kerr, Carlyle, Bridger and Ramsay, and the Senate is so notified.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 771, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

Mr. Allen, Arch T., offers an amendment, which is adopted.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 842, a bill to be entitled An act to amend Chapter 35, Private Laws, Extra Session, 1920, relating to the corporate limits of the Town of Hayesville, Clay County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 848, a bill to be entitled An act to amend Chapter 525, Public-Local Laws of 1939, relating to the creation of school districts and the issuance of bonds for the purpose of erecting school buildings and for the purpose of operating schools at a higher standard than that provided by State support so as to make the same applicable to Surry County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 849, a bill to be entitled An act to amend the Private Laws of 1909, Chapter 111, to change the boundaries of the Town of Wake Forest in the County of Wake, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville,



Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 852, a bill to be entitled An act to create a special assessment district in Halifax County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 856, a bill to be entitled An act providing for the listing, levying, collecting, selling, foreclosure and settlement of unlisted taxes by the Town of Aulander, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead,

Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 865, a bill to be entitled An act authorizing the Board of Commissioners of Graham County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 882, a bill to be entitled An act authorizing the levy of tax for park and recreation purposes by the City of Charlotte upon vote of the qualified voters of the City.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

S. B. 194, a bill to be entitled An act to amend Chapter 465 of the Public-Local and Private Laws of 1939, relating to officers' fees in connection with the enforcement of the State Liquor Laws in Stokes County.

Passes its third reading by the following vote and is ordered enrolled.



Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

S. B. 200, a bill to be entitled An act to amend Chapter 229 of the Public Laws of 1935, relating to the operation and improvement of the electric power plant at Appalachian State Teachers College.

On motion of Mr. Jarvis, the bill is recommitted to the Committee on the Calendar.

S. B. 205, a bill to be entitled An act authorizing the Board of Commissioners of Northampton County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 910, a bill to be entitled An act to authorize the town of Brevard to dispose of certain real estate acquired by the said town from Brevard College, Incorporated.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 911, a bill to be entitled An act to amend Section 1608 of the Consolidated Statutes, Volume 3, as amended, relating to Recorder's Courts to make the same apply to Transylvania County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 312, a bill to be entitled An act to prohibit the sale of beer and wine within a radius of one mile of the Stanfield Consolidated School in Stanly County.

Passes its second and third readings, and is ordered enrolled.

House Committee substitute for S. B. 77, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1937, and Act amendatory thereof, relating to the State Board of Examiners of Tile Contractors and the licensing of persons engaged in the tile contracting business.

On motion of Mr. Wallace of Lenoir, the House Committee substitute bill is adopted, constituting the first reading of the bill.

S. B. 198, a bill to be entitled An act to establish a State authorized trade-mark for identifying and advertising North Carolina farm products of standardized quality and to provide for the proper use and regulation of such trade-mark.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Cook, Crawford, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Jackson, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Senter, Sikes, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—97.

Those voting in the negative are: None.

H. B. 309, a bill to be entitled An act to compensate Dorothaleen Hales, Administratrix of Mrs. Winton C. Walker, Peggy Christine Walker, minor, Fay Walker, minor, Seba Hales and Mrs. Seba Hales, for loss of life of the named decedents by drowning at Harker's Ferry, caused by the unguarded condition of the State Highway leading to Ferry.

On motion of Mr. Hatch, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 383, a bill to be entitled An act to set up a fund for the construction of all-weather secondary roads in North Carolina.

On motion of Mr. Pickens, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 435, a bill to be entitled An act to amend Consolidated Statutes of 1919, Section 1437, conferring concurrent jurisdiction on the Superior Courts and inferior courts in misdemeanor cases.

The amendments offered by several members on yesterday are adopted.



Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 469, a bill to be entitled An act to amend Chapter 88 of the Consolidated Statutes of North Carolina, and to amend Chapter 319 of the Public Laws of 1937 amending said Chapter, relating to the powers of the State Board of Charities and Public Welfare and to the membership, appointment, and duties of County Welfare Boards and County Superintendents of Public Welfare.

Passes its third reading, and is ordered sent to the Senate without engrossment.

H. B. 560, a bill to be entitled An act to authorize the Boards of County Commissioners of the various Counties of the State to defer revaluations of real estate until the year 1943.

Mr. Pritchett of Bertie, offers an amendment, which is adopted.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. R. 471, a joint resolution providing for the appointment of a Commission to study and make recommendation to the General Assembly with respect to a basic code of administrative procedure and to prescribe rules for review of the decisions of the administrative agencies.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 501, a bill to be entitled An act to amend Chapter 1 of the Public Laws of the Extra Session of 1936, as amended, known as the Unemployment Compensation Law, for the purpose of preserving unemployment benefit rights for individuals in the military service of the United States.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 543, a bill to be entitled An act to amend the Machinery Act of 1939 exempting for a period of four years real property acquired by counties, cities, townships, or school districts in foreclosure of tax liens.

Mr. Cook offers an amendment, which is adopted.

Mr. Austin offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 576, a bill to be entitled An act to amend Section 4288 of the Consolidated Statutes of 1919, relative to secreting property to hinder enforcement of lien.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 577, a bill to be entitled An act to amend Chapter 352 of the Public Laws of 1937, relating to violations of the game and inland fishing laws.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 585, a bill to be entitled An act to safeguard and protect the public against the acts of certain irresponsible persons.

Passes its second reading.

Mr. Cook objects to the third reading, and the bill remains on the Calendar.

H. B. 590, a bill to be entitled An act to amend Chapter 269 of the Public Laws of 1939 so as to include grouse and wild turkeys.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. R. 596, a joint resolution empowering the Governor of North Carolina to appoint a special Commission for the purpose of studying a merit system for State employees.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 609, a bill to be entitled An act to adopt an official flower for the State of North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 611, a bill to be entitled An act to amend Chapter 307 of the Public Laws of 1939 relating to the registration and sale of canned dog foods.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 618, a bill to be entitled An act to amend Section 5124 of the Consolidated Statutes of North Carolina relating to tobacco warehouse commissions.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 624, a bill to be entitled An act to amend Consolidated Statutes 2688, Volume 1, 1919, relating to the sale of municipal property.

On motion of Mr. Vogler, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 625, a bill to be entitled An act to permit destruction of surrendered county bonds.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 626, a bill to be entitled An act to permit the destruction of surrendered bonds of a city or town.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 634, a bill to be entitled An act for the preservation and conservation of wild plants.

Mr. Kerr offers an amendment, which is adopted.

Several other members offer amendments, which are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. R. 635, a joint resolution authorizing and directing the Commissioner of Motor Vehicles of the State of North Carolina to study laws providing for the periodic inspection of motor vehicles and to report to the next General Assembly.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 646, a bill to be entitled An act to amend Chapter 135 of the Public Laws of 1935, relating to the taking of aquatic plant food and other water fowl food growing in the waters of North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 650, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, so as to provide certain benefits of the Workmen's Compensation Act for prisoners injured while engaged in highway work.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 546, a bill to be entitled An act to amend Chapter 392 of the Public Laws of 1933, creating a Building Code Council for North Carolina, by restricting and defining the authority of such Council and providing for appeals therefrom.

On motion of Mr. Allsbrook, the first Committee amendment is adopted.

On motion of Mr. Allsbrook, the second Committee amendment is laid on the Table.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 652, a bill to be entitled An act to amend Section 4516 of Consolidated Statutes of North Carolina, as amended by Chapter 226, Public Laws of 1937 with reference to fees allowed counsel assigned to defendant in capital cases.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 659, a bill to be entitled An act to amend Article 6 of Chapter 118 of the Consolidated Statutes relating to birth certificates and to certificates of identification for foundlings.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 662, a bill to be entitled An act to amend Chapter 228, Public Laws 1935, entitled "An Act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write Workmen's Compensation Insurance in this State, and to provide for the administration thereof."

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 671, a bill to be entitled An act authorizing the State Highway and Public Works Commission to furnish such equipment and facilities as may be necessary to aid towns and villages in the maintenance of the dirt streets in said towns and villages.

On motion of Mr. Kearney, the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate.

H. B. 680, a bill to be entitled An act to amend S. B. No. 133, Chapter 242, Public Laws of 1937, in regard to World War orphans.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 682, a bill to be entitled An act to correct an error in conveying the armory lot in Morganton, North Carolina, to the State of North Carolina, and authorizing the reconveyance of said lot to the Town of Morganton and the County of Burke.

On motion of Mr. Stoney, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. R. 683, a joint resolution empowering the Governor to appoint a special Commission for the purpose of studying proposals to establish a training school for delinquent negro girls in North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 701, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1935 authorizing any county or city administrative unit to withdraw from the State Rental Textbook System and to acquire title to rental textbooks which have been paid for in full by rentals.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 707, a bill to be entitled An act to amend Section 5932 of the Consolidated Statutes relating to the compensation of registrars and judges of elections.

Mr. Burns offers an amendment, which is adopted.

Mr. Davis of Hyde offers an amendment, which is adopted.

Several other members offer amendments, which fail of adoption.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 708, a bill to be entitled An act to amend Section 5925 of the Consolidated Statutes so as to increase the compensation of the chairmen of the County Boards of Elections.

Mr. Pearsall offers an amendment, which is adopted.

Mr. Boswood offers an amendment, which fails of adoption.

Mr. Davis of Hyde offers an amendment, which is adopted.

Mr. Boswood offers a second amendment, which is adopted.

Mr. Pitman of Avery offers an amendment, which fails of adoption.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 106, a bill to be entitled An act to provide for an adequate time in which to market agricultural products by exempting the same from taxation for the year following the year in which grown.

On motion of Mr. Pearsall, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 137, a bill to be entitled An act to amend Consolidated Statutes 5168 (e), as amended, 5168 (i), as amended, 5168 (r), Volume 3, 1924, and Chapter 187 of the Public Laws of 1939, relating to Confederate pensions and the payment of funeral expenses of deceased pensioners.

Passes its second and third readings, and is ordered enrolled.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 371. An Act to appoint trustees of the Tryon-Saluda Administrative School Unit.

H. B. 388. An Act to amend Chapter 145 of the Public Laws of North Carolina of 1931 relating to gasoline tax.



H. B. 405. An Act to amend Chapter 257, Public Laws of 1933, as amended, so as to provide for the issuance of funding and refunding bonds of local units other than counties, cities and towns pursuant to all of the provisions of the Local Government Act.

H. B. 457. An Act to revise and consolidate the Charter of the Town of Jonesboro.

H. B. 551. An Act to amend Chapter 209 of the Private Laws of 1907, relating to the Charter of the City of Rocky Mount, as amended, to provide for correcting, adjusting and compromising delinquent taxes and assessments.

H. B. 555. An Act designating fees to be collected by the Clerk of the Superior Court of Guilford County.

H. B. 447. An Act to authorize the County Commissioners of Halifax County, in their discretion and after a public hearing, to expend or lend surplus funds for the repair of dikes on the Roanoke River damaged by the flood in August, 1940.

H. B. 465. An Act to authorize the Town of Ashboro to appoint a Municipal Lake Fishing Commission and to delegate to it certain powers.

H. B. 483. An Act relating to the pro-rating between the City of High Point and County of Guilford of the sale price of lands obtained because of delinquent taxes.

H. B. 496. An Act placing the Clerk of the Superior Court of Madison County on a salary and fixing the amount of said salary.

H. B. 510. An Act to authorize the Town of Lincolnton to sell certain real estate belonging to said Town.

H. B. 525. An Act to amend Chapter 330 of the Public-Local Laws of North Carolina of 1939 relative to the appointment of deputy sheriffs of Brunswick County.

H. B. 562. An Act to provide for the distribution of profits from Alcoholic Beverage Control stores in Greene County.

H. B. 575. An Act to amend Chapter 450, Public Laws of 1935, as amended, relating to issuance of school district refunding and funding bonds.

H. B. 612. An Act to authorize the creation of fire protection districts in rural areas in Guilford County.

H. B. 632. An Act to validate the election for officers of the Town of Shallotte, to validate all proceedings taken for the issuance of Seventeen Thousand Dollars (\$17,000) water and sewer bonds of said Town of Shallotte, to validate said bonds, and to provide for the levy and collection of a tax for the payment thereof.

H. B. 679. An Act to permit the Board of Commissioners of New Hanover County to fix the salaries of certain officers and employees of said County.

H. B. 709. An Act to establish in the Fire Department of the City of Charlotte a Firemen's Retirement Fund Association.

H. B. 556. An Act relating to the sale of certain land by the City of High Point.

H. B. 573. An Act to place the Coroner of Durham County upon a salary and to provide for the appointment of a medical examiner in Durham County by the County Commissioners of said County.

H. B. 582. An Act to amend Chapter 291 of the Private Laws of 1909, consolidating the Charter of the Town of Marion, relative to manner and time in which claims may be filed against said Town.

H. B. 589. An Act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

H. B. 600. An Act to validate the acts of three Commissioners of the Town of Waxhaw, to validate a water and sewer bond issue of said Town in the sum of Fifty Thousand Dollars (\$50,000.00), and to amend Chapter 57 of the Private Laws of 1919, providing for three Town Commissioners in lieu of five.

H. B. 606. An Act to authorize the Board of County Commissioners of Currituck County to appoint a deputy Sheriff for Poplar Branch Township in Currituck County.

H. B. 607. An Act to prohibit the taking or removing of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound in Currituck County.

H. B. 608. An Act authorizing the Board of Education of Currituck County to convey certain property known as Powell's Point School property.

H. B. 615. An Act to prohibit the storage of junked automobiles and parts within residential areas of the Town of Wilson, North Carolina.

H. B. 617. An Act relative to the appointment of a School Board for the Asheville Local Tax School District.

H. B. 619. An act to amend Chapter 239 of the Public-Local Laws of 1939, relating to Buncombe County Jury Commission.

H. B. 620. An Act to authorize the City of Asheville and the County of Buncombe jointly to maintain a police radio and identification bureau and to create a Commission to administer these activities.

H. B. 621. An Act to place the Sheriff of Bladen County on a salary basis.

H. B. 622. An Act to fix the term of office of the Judge and Prosecuting Attorney of the Recorder's Court of Bertie County and to provide for the election of the same, and to fix the dates for holding the terms of said Court.

H. B. 623. An Act to regulate the use of loud speakers, amplifying systems, and public address systems in the City of Colerain in Bertie County, or within a radius of one half of a mile of the corporate limits thereof.

H. B. 627. An Act relating to special assessments levied by the City of High Point.

H. B. 629. An Act to fix the salary of the Judge of the Juvenile Court of Jackson County.

H. B. 685. An Act relating to the fees for officers who capture vehicles used in the unlawful transportation of liquor or other intoxicants.

H. B. 655. An Act to facilitate the listing and assessing of additions to buildings, new buildings, and appurtenances to real estate in Mecklenburg County.

H. B. 660. An Act to require the closing of all filling stations and stores in Caswell County between the hours of 10 o'clock A.M. and 12 noon on Sunday.

H. B. 661. An Act to amend Chapter 115 of the Private Laws of 1899, and all Acts amendatory thereto, known as the Charter of the City of Greenville, in Pitt County, providing for an additional alderman in the Fifth Ward.

H. B. 663. An Act for the relief of T. D. Sanford, former disabled police officer of the City of Wilmington.

H. B. 664. An Act to appoint members of the Board of Trustees of the Police Pension Fund of Wilmington, North Carolina.



H. B. 668. An Act to create and establish a Bureau of Identification for the County of Columbus.

H. B. 674. An Act to facilitate the collection of taxes and assessments in Carteret County and its subdivisions.

H. B. 677. An Act to amend Chapter 126 of the Private Laws of 1935, relating to the Trial Justice Court in the Town of Tarboro, in Edgecombe County.

H. B. 684. An Act to provide compensation for aldermen of the Town of Bladenboro.

H. B. 691. An Act to regulate the sale of wine in the Town of Tarboro, North Carolina.

H. B. 699. An Act to authorize the Town of Mount Pleasant in Cabarrus County to sell at private sale real estate owned by the Town.

H. B. 700. An Act to prevent the operation of loudspeakers, amplifying systems, and public address systems in Cabarrus County.

H. B. 705. An Act providing for the application of the proceeds from the sale of the electric light and power system of the Town of Vanceboro.

H. B. 711. An Act to authorize the Board of County Commissioners of Yancey County to provide deputies for the Sheriff and Clerk of the Superior Court of Yancey County during terms of court.

H. B. 713. An Act to regulate the Grand Jury of Martin County.

H. B. 715. An Act to amend Chapter 259 of the Public-Local Laws of 1937 relating to the per diem compensation of the chairman of the Board of County Commissioners of Swain County.

H. B. 727. An Act to compensate Clerks of the Superior Court and inferior courts for making statistical reports in civil and criminal cases.

H. B. 743. An Act to repeal Chapter 168 of the Public-Local Laws of 1931, as amended, creating a Jury Commission for Yancey County, and to amend Chapter 250 of the Public-Local Laws of 1933, relating to the compensation of jurors in Yancey County.

H. B. 759. An Act for the relief of the taxpayers of Cherokee County.

H. B. 785. An Act to create a Board for the purpose of acquiring, constructing, operating and maintaining a public library in the City of High Point.

H. B. 836. An Act authorizing the County Commissioners of Wilson County to increase the fees of Justices of the Peace and other officers in Wilson County.

H. B. 791. An Act to place certain officers of Jones County on a salary basis.

H. B. 800. An Act to amend Chapter 762 of the Public-Local Laws of North Carolina Session 1915, relating to the Recorder's Court of Warren County.

H. B. 846. An Act to authorize Dare County to accept payment of delinquent taxes without interest, if paid by January 1, 1942, to authorize readjustment of property values in certain cases, and other purposes.

H. B. 739. An Act to amend Chapter 558 of the Public-Local Laws of 1937 relating to clerical assistance in the offices of Register of Deeds and Clerk of the Superior Court of McDowell County.

H. B. 753. An Act to amend Chapter 596 of the Public-Local Laws of 1939 so as to make the same applicable to all of Forsyth County.

H. B. 757. An Act to appoint W. O. Nesbit receiver of Little Swift Creek Drainage District.

H. B. 779. An Act relating to the salary of the Deputy Sheriff of Currituck County.

H. B. 781. An Act to amend Chapter 174 of the Public-Local Laws of 1935 relating to salaries of officers of Nash County.

H. B. 783. An act to amend H. B. No. 295, relating to public drunkenness, so as to eliminate Burke County from the provisions thereof.

H. B. 716. An Act to amend Section 17, of Article 9, of Chapter 59, Private Laws of 1913, relating to the terms of office of the Mayor and Commissioners and Judge of the City Court of the City of Raleigh.

H. B. 717. An Act to amend Section 1, of Article IX of Chapter 59, Private Laws of 1913, as amended, to provide a four year term for the Mayor and Commissioners of the City of Raleigh.

H. B. 720. An Act granting special powers to Commissioners of Rutherford County and Town Council of Rutherfordton.

H. B. 722. An Act to amend the Public-Local Laws of 1929, Chapter 111, as amended, to allow the Commissioners of Rutherford County to appoint the County Tax Collector; and to prohibit the payment of commissions for collection of taxes to any collector or attorney and to require that compensation therefor shall be on a salary or fixed basis.

H. B. 725. An Act to aid in the collection of delinquent taxes in Rutherford County.

H. B. 728. An Act to amend Chapter 358 of the Public Laws of 1939, and relating to the terms of the Board of Education and school committeemen in Onslow County.

S. B. 240. An Act validating the proceedings authorizing and providing for the issuance of twenty thousand dollars (\$20,000.00) water and sewer bonds of the Town of Pink Hill.

S. B. 255. An Act to amend Chapter 98 of Section 6069 Consolidated Statutes of North Carolina pertaining to the Firemen's Relief Fund.

S. B. 275. An Act to empower the Council of the City of High Point, Guilford County, North Carolina, to relieve the High Point College of paving assessments.

H. B. 102. An Act to abolish trials by jury in the Recorder's Court of Granville County.

H. B. 390. An Act to amend Section 593 and Section 597 (b), of Volume 3 of the Consolidated Statutes of North Carolina, and to repeal Section 597 (c), of Volume 3 of the Consolidated Statutes of North Carolina, relating to judgments.

H. B. 414. An Act to create the office of jailer in Rutherford County and provide for the operation of the jail under the supervision of the Board of County Commissioners.

S. R. 307. A joint resolution calling a joint meeting of the Senate and House of Representatives to elect trustees of the University of North Carolina.

S. B. 86. An Act to prohibit the sale of bay rum in Catawba County.

S. B. 216. An Act to amend Section 23 of Chapter 422 of the Public-Local Laws of 1939, relating to fees of the Clerk of the Superior Court of Forsyth County.



S. B. 220. An Act to validate the proceedings for the establishment of Edgecombe County Drainage District No. 2 and the issuance of bonds of said District.

S. B. 226. An Act to authorize the Board of Education of Burlington City Administrative School Unit to convey certain lands to the City of Burlington.

S. B. 236. An Act to extend the corporate limits of the Town of Snow Hill so as to include the Snow Hill Baseball Park.

S. B. 265. An Act to provide for the payment to the widow of Senator T. W. M. Long, deceased, of compensation due him as a member of the State Senate.

S. B. 283. An Act for the relief of the former Judge of Richmond County, H. F. Brown.

S. B. 289. An Act to regulate and fix term of Grand Juries for Randolph County.

S. B. 300. An Act to enable the City of Asheville to cooperate with the National Defense Program and the Civil Aeronautics Authority in acquiring land to complete the Asheville-Hendersonville airport.

H. B. 146. An Act to amend Section 2287 of the Consolidated Statutes of North Carolina, relating to restoration to sanity of insane persons.

H. B. 239. An Act to require Justices of the Peace to furnish surety bond conditioned upon proper accounting of funds coming into their hands.

S. B. 222. An Act to amend Section 5357 of the Consolidated Statutes, relating to the sale of drainage district bonds.

S. B. 253. An Act to amend Chapter 168, Public-Local Laws of 1939, relative to An Act enabling the City of Raleigh, the City of Durham, the County of Durham, and the County of Wake, to jointly acquire and establish an airport by said Cities and Counties.

S. B. 254. An Act to establish a pension fund for the retirement and disability of members of the Fire Department of the City of High Point.

S. B. 256. An Act to establish a Stanly County Fire Protection District outside the corporate limits of the Town of Albemarle, to coincide with that portion of the Special School District or Unit lying outside the corporate limits of said Town, and to furnish fire protection in said District.

S. B. 257. An Act to amend the Committee substitute for H. B. No. 52, entitled An Act to provide old age security for old and incapacitated teachers, and State employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide the machinery for the proper administration of this law.

S. B. 262. An Act to authorize the Board of County Commissioners of Lee County to levy special taxes for special purposes.

H. R. 542. A joint resolution authorizing the Governor to appoint a Commission for the special purpose to study the Usury Laws of the State of North Carolina and to make a report and recommendation to the next General Assembly.

S. B. 131. An Act to regulate the Sheriff's department of Rutherford County by placing the Sheriff and Deputy Sheriffs on a salary and full time basis.

S. B. 132. An Act to amend Chapter 287 of the Public Laws of 1939 authorizing cities and towns having a population of more than 5,000 to adopt ordinances relating to the repair, closing, and demolition of dwellings unfit

for human habitation: and providing for the remedies and procedure in connection with action taken under such ordinances.

S. B. 202. An Act to limit the number of Justices of the Peace in Davidson County and Union County, requiring bonds of Justices of the Peace in said Counties, and fixing fees of such Justices.

S. B. 213. An Act to establish a Law Library in Stanly County.

S. B. 221. An Act to repeal Section 4392 of the Consolidated Statutes, relating to the sale of bonds.

On motion of Mr. McEachern, the House takes a recess until 4 P.M.

#### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

WEDNESDAY AFTERNOON, March 12, 1941.

Pursuant to its recess the House meets with Mr. Speaker Mull presiding and resumes consideration of its business.

On motion of Mr. Horner of Lee, S. B. 302, a bill to be entitled An act to permit the Board of Commissioners of Lee County to regulate nuisances, is taken from the Unfavorable Calendar and recommitted to the Committee on the Calendar.

On motion of Mr. Taylor of Stokes, S. B. 194, a bill to be entitled An act to amend Chapter 465 of the Public-Local and Private Laws of 1939, relating to officers' fees in connection with the enforcement of the State liquor laws in Stokes County, is recalled from the Enrolling Office for further consideration by the House.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Finance.

H. B. 648, a bill to be entitled An act requiring the registration of trademarks with the Secretary of State, fixing the registration fees, and providing for the distribution of such registration by the Local Government Commission among the counties of the State for the purpose of equalizing the tax levies for bonded indebtedness of the various counties, incurred prior to January 1, 1931.

Reported without prejudice.

On motion of Mr. Davis of Hyde, consideration of the bill is postponed indefinitely.

H. B. 694, a bill to be entitled An act for the aid of persons striving to set up a home for themselves upon a time installment basis.

Reported without prejudice.

On motion of Mr. Bryant, consideration of the bill is postponed indefinitely.

S. B. 85, a bill to be entitled An act to clarify the procedure for the payment of unclaimed bank deposits to the University of North Carolina.

Reported without prejudice.

On motion of Mr. Kerr, the bill is laid on the Table.



H. B. 587, a bill to be entitled An act relating to the better enforcement of the law against the manufacture and sale of intoxicating liquors in Davie County.

With an unfavorable report.

By Mr. Kerr, for the Committee on Appropriations.

H. B. 68, a bill to be entitled An act to provide State aid for public libraries in North Carolina.

With a favorable report.

On motion of Mr. Kerr, consideration of the bill is postponed indefinitely.

H. B. 681, a bill to be entitled An act for the establishment of a monument in the Town of Valdese to commemorate the founding of the Town of Valdese and to perpetuate the memory of the early settlers.

With a favorable report, as amended.

H. B. 733, a bill to be entitled An act to provide compensation for the personal injury of Hildred Brogden injured when run over by an automobile of the State Highway Commission in Wayne County, North Carolina.

With a favorable report, as amended.

H. B. 744, a bill to be entitled An act to appropriate the sum of \$5,000 for each year of the coming biennium to The Pythian Orphanage.

With a favorable report, as amended.

By Mr. Pickens, for the committee on Judiciary No. 2.

H. B. 580, a bill to be entitled An act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of Superior Court of any County by photography.

With a favorable report.

H. B. 375, a bill to be entitled An act to amend Chapter 32 of the Public-Local Laws of North Carolina of 1935, relating to Southport-Brunswick County Port Commission.

With a favorable report, as amended.

H. B. 367, a bill to be entitled An act to provide for the transfer of shares of stock in corporations and to make uniform the law with reference thereto.

Reported without prejudice, as amended.

H. B. 320, a bill to be entitled An act to make uniform the laws of partnership.

Reported without prejudice, as amended.

H. B. 321, a bill to be entitled An act to provide for the creation and operation of limited partnerships and to make uniform the law with relation thereto.

Reported without prejudice, as amended.

H. B. 644, a bill to be entitled An act to amend Consolidated Statutes 1443, Volume 3, 1924, as amended relating to terms of the Superior Courts in this State, and to provide for terms of the Superior Court in cities other than the county seat whose population is in excess of 35,000 inhabitants.

With an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Mr. Bryant, for the Committee on Calendar.

H. B. 801, a bill to be entitled An act to amend Chapter One (1), Public Laws of 1936, being An Act to provide for the establishment and administration of Unemployment Compensation.

With a favorable report.

## ENGROSSED BILLS

Mr. Penland, for the Committee on Engrossed Bills, reports that they have carefully examined the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

H. B. 287, a bill to be entitled An act to provide for the selection of Justices of the Peace.

H. B. 854, a bill to be entitled An act to regulate the appointment of constables in Mecklenburg County.

H. B. 831, a bill to be entitled An act to amend Chapter 16, Private Laws of 1923, relating to the jurisdiction of the Police Court of the City of Asheville.

H. B. 385, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1935, relative to the rental system for textbooks used in the public schools of the State.

H. B. 515, a bill to be entitled An act to amend Consolidated Statutes 5000, Volume III, 1924, relative to the appointment of auctioneers of jewelry and silverware.

H. B. 428, a bill to be entitled An act to amend Section 996 of the Consolidated Statutes of 1919, as amended by Chapter 305 of the Public Laws of 1929, relating to the revocation of voluntary deeds conveying contingent interests to persons not in esse or not determinable until the happening of a future event.

H. B. 391, a bill to be entitled An act regulating settlements for damages in personal injury cases.

H. B. 518, a bill to be entitled An act to amend Chapter 184 of the Public Laws of 1937, the same being An Act to amend Chapter 255 of the Public Laws of 1935, relative to the operation of business schools in North Carolina.

H. B. 568, a bill to be entitled An act to reimburse Gilbert L. Shermer of Forsyth County for damages to his automobile through collision with a school bus on October 5, 1939.

H. B. 470, a bill to be entitled An act to amend Section 93 of Volume 1 of the Consolidated Statutes of 1919, relating to the order of payment of debts of a decedent.

H. B. 816, a bill to be entitled An act to amend Chapter 234, of the Public Laws of 1933, relating to terms of Superior Courts in Duplin and Onslow Counties in the Sixth Judicial District.

H. B. 403, a bill to be entitled An act to prevent damage to or removal of real or personal property by trespassers.

H. B. 835, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.



## SPECIAL REPORT OF RULES COMMITTEE

HOUSE OF REPRESENTATIVES,  
March 12, 1941.

*Mr. Speaker:*

At a special meeting of the Rules Committee of the House of Representatives we agreed to recommend the following: That the House of Representatives adopt for this Session, a new rule to be numbered Rule No. 68 to read as follows:

"No member shall introduce new bills from and after the Session of Thursday, March 13th, 1941, except by permission of two-thirds of the membership."

We respectfully recommend the adoption of the above rule.

Respectfully,

J. A. BRIDGER,

*Chairman, Rules Committee.*

On motion of Mr. Bridger, the report is adopted.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Everett and Allsbrook: H. B. 953, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes of 1919, as amended, to permit the Tax Collector and Deputy Tax Collectors of Halifax County to carry arms when on official duty.

Referred to Committee on Calendar.

By Mr. Withrow: H. B. 954, a bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

On motion of Mr. Withrow, the bill is placed on the Calendar.

By Mr. Umstead: H. B. 955, a bill to be entitled An act to amend S. B. 148, Session 1941, relative to the installation of parking meters in cities and towns in North Carolina.

Referred to Committee on Calendar.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 868, a bill to be entitled An act to amend Chapter 472 of the Public-Local Laws of 1911, relating to the Recorder's Court of Edgecombe County.

For concurrence in Senate amendment.

On motion of Mr. Weeks, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 333, a bill to be entitled An act to provide for the appointment of special law enforcement officers in Pender County.

Referred to Committee on Calendar.

H. B. 476, a bill to be entitled An act to amend Chapter 183 of the Public-Local and Private Laws of 1939 relating to the adjustment of delinquent taxes in Pender County.

For concurrence in the Senate amendment.

On motion of Mr. McGowan, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 569, a bill to be entitled An act to amend Chapter 649 of the Public-Local and Private Laws of 1937, relating to the wrongful use of milk bottles, crates, cans, and other containers of dairy products in Wake County.

For concurrence in the Senate amendment.

On motion of Mr. Fulghum, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 280, a bill to be entitled An act to amend Chapter 185, Public Laws of 1911, entitled "An Act to prevent fraud on merchants."

Referred to Committee on Calendar.

S. B. 297, a bill to be entitled An act to authorize the County of Alamance to erect and equip a public hospital and to acquire a site therefor, if necessary, and to issue bonds therefor, and to authorize the levy and collection of an annual tax for the maintenance of such hospital.

Referred to Committee on Calendar.

S. B. 299, a bill to be entitled An act to require land owners to maintain creek banks and channels in Federal Government malarial controlled projects in Rowan County.

Referred to Committee on Calendar.

S. B. 308, a bill to be entitled An act to ratify and validate the proceedings of the City of Charlotte for the issuance of bonds not exceeding \$60,000.00 in amount for airport purposes, the levy of annual tax to pay the principal and interest on such bonds and the calling of an election to be held thereon.

Referred to Committee on Calendar.

S. B. 309, a bill to be entitled An act to extend the corporate limits of the City of Greenville in Pitt County, North Carolina.

Referred to Committee on Calendar.

S. B. 311, a bill to be entitled An act authorizing issuance of bonds by Pender County for an addition or annex to the courthouse in said County.

Referred to Committee on Calendar.

S. B. 330, a bill to be entitled An act to promote efficiency in the operation of the six months constitutional school term in Durham County by providing for supervision of instruction and/or otherwise providing for the professional improvement of teachers.

Referred to Committee on Calendar.

S. B. 331, a bill to be entitled An act to validate the purchase of real property jointly by the City of Greenville, in Pitt County, and Pitt County, for use as a City-County airport, and to provide for the operation, development and extension of said property as an airport.

Referred to Committee on Calendar.

S. B. 332, a bill to be entitled An act to amend S. B. No. 88, ratified on the 7th day of February, 1941, relative to the County Board of Health of Nash County.

Referred to Committee on Calendar.



## SPECIAL MESSAGE

SENATE CHAMBER,  
March 12, 1941.

*Mr. Speaker:*

Pursuant to your notice that the House has failed to concur in the Senate Amendment to H. B. 315, entitled, "To amend Chapter 122, Public Laws 1935, being An Act entitled An Act to prevent rabies in the State of North Carolina," and request for a conference, and the appointment of Conferees on the part of the House, the President has appointed as Conferees on the part of the Senate, Senators Rowe and Watson, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 894, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Statesville to provide for the building, equipping and enlarging of the airport of the City of Statesville and the levying of taxes thereon.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch, T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Davis of Dare, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Klutz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—106.

Those voting in the negative are: None.

H. B. 905, a bill to be entitled An act to extend the corporate limits of the City of Hickory.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch, T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Davis of Dare, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt,

Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—106.

Those voting in the negative are: None.

S. B. 251, a bill to be entitled An act to authorize the Board of Commissioners of Mecklenburg County to enter into agreements and to create liens for unpaid portion of the costs of terracing farm lands in Mecklenburg County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch, T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Davis of Dare, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—106.

Those voting in the negative are: None.

H. B. 441, a bill to be entitled An act to remove the name of D. Buchanan from the list of Justices of the Peace appointed for Toe River Township, Avery County, by the General Assembly of 1937.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 740, a bill to be entitled An act to determine the period of time that shall constitute the yearly period of agricultural tenancies in McDowell County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 776, a bill to be entitled An act to amend Chapter 583 of the Public-Local and Private Laws of 1939, so as to require the County Board of Education of Currituck County to transfer certain lands no longer used for school purposes to the Board of County Commissioners.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 752, a bill to be entitled An act to provide separate schools for Indians in Averasboro and Duke Townships, Harnett County.

On motion of Mr. Senter, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 628, a bill to be entitled An act relating to the manner of execution of conveyances by corporations owned by the United States Government.

Mr. Bryant offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 866, a bill to be entitled An act to amend Section 6054 of Volume II of the Consolidated Statutes, so as to place Graham County under the Statewide Primary Laws.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 898, a bill to be entitled An act to provide for the nomination of elective officers in the Town of Elkin, in Surry County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 899, a bill to be entitled An act to amend Section 1105 of Chapter 310, Public Laws of 1939, fixing the date for the meeting of the Board of Equalization and Review of Yadkin County in quadrennial assessment years.

Mr. Story offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 810, a bill to be entitled An act relating to the collection of taxes and the distribution of same to the various funds in Columbus County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 824, a bill to be entitled An act providing for the remission of penalties on unpaid taxes for the year 1939.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 834, a bill to be entitled An act to amend Committee substitute for H. B. No. 9, ratified February 17, 1941, entitled An Act to prohibit the manufacture and sale of beer and wine within two and one-half miles of the Rawls Baptist Church, Chalybeate Springs Baptist Church and Kipling Methodist Church in Hector's Creek Township, Harnett County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 843, a bill to be entitled An act to appoint a Tax Collector for the County of Avery.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 844, a bill to be entitled An act regulating the fees to be received by Justices of the Peace in Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 864, a bill to be entitled An act to increase the membership of the Board of Education of Graham County from 3 to 7.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 904, a bill to be entitled An act to aid in the collection of delinquent taxes and street assessments in the City of Hendersonville.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 906, a bill to be entitled An act regulating pension payments to be received by employees of the City of Wilmington while receiving compensation under the Workmen's Compensation Act.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 908, a bill to be entitled An act to amend Chapter 55 of the Private Laws of 1915, entitled An act to provide for the raising and managing of pension funds for the police of the City of Wilmington.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 909, a bill to be entitled An act to audit funds of Mitchell County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 914, a bill to be entitled An act to prohibit the sale of fireworks in the Counties of Camden, Currituck, Gates and Pasquotank.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 916, a bill to be entitled An act to amend Section 4458 of Volume 1 of the Consolidated Statutes of 1919 relating to public drunkenness in Burke County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 919, a bill to be entitled An act to permit the Board of County Commissioners of Anson County to expend funds for the purpose of cooperating with the North Carolina Agricultural Experiment Station, the North Carolina Agricultural Extension Service, and the Department of Agriculture.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 921, a bill to be entitled An act to amend Chapter 185 of the Private Laws of 1909, as amended, relating to the Charter of the Town of Kenly.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 922, a bill to be entitled An act to amend Chapter 185 of the Public-Local Laws of 1939, relating to salaries of county officers of Carteret County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 925, a bill to be entitled An act to amend Chapter 556 of the Public-Local and Private Laws of the Session of 1935 of the General Assembly of North Carolina relating to the regulation of markets in the Town of Wallace, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



H. B. 926, a bill to be entitled An act reducing the membership of the Board of Education of Cherokee County from seven to three members.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 928, a bill to be entitled An act to enable the County of Anson to make proper provisions for the maintenance of the indigent sick and afflicted poor.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 931, a bill to be entitled An act to repeal Chapter 50, Private Laws of 1929, creating a Park Commission for the City of Raleigh.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 263, a bill to be entitled An act to amend Chapter 352 of the Public Laws of 1937, relating to the punishment for the illegal taking of fish and deer in Buncombe County.

Passes its second and third readings, and is ordered enrolled.

S. B. 292, a bill to be entitled An act to prohibit the killing of wild turkeys in Randolph for a period of five years.

Passes its second and third readings, and is ordered enrolled.

S. B. 298, a bill to be entitled An act to require the inoculation of dogs in Durham County against rabies.

Passes its second and third readings, and is ordered enrolled.

S. B. 314, a bill to be entitled An act authorizing the County Commissioners of Richmond County to appropriate a sum of money not to exceed \$5,000.00 for the construction of an airport on its own lands.

Passes its second and third readings, and is ordered enrolled.

S. B. 317, a bill to be entitled An act to amend Chapter 335 of the Public-Local Laws of 1931 relating to the Recorder's Court of Leaksville Township, Rockingham County and increasing the fee paid jurors in said Court.

Passes its second and third readings, and is ordered enrolled.

S. B. 325, a bill to be entitled An act to authorize the Board of County Commissioners to employ a deputy sheriff for Randolph County.

Passes its second and third readings, and is ordered enrolled.

S. B. 326, a bill to be entitled An act to authorize the Board of County Commissioners to create the office of Tax Collector for the County of Randolph.

Passes its second and third readings, and is ordered enrolled.

H. B. 544, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

Mr. Caveness offers an amendment, which is adopted.

Mr. Uzzell offers an amendment, which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Cook, Crawford, Davis of Dare, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes

of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stoney, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—106.

Those voting in the negative are: None.

H. B. 387, a bill to be entitled An act to provide for daylight saving time.

Mr. Everett offers an amendment.

Several members offer amendments, which are adopted.

On motion of Mr. McLaughlin, the bill is laid on the Table.

H. B. 712, a bill to be entitled An act to amend Consolidated Statutes 6141, Volume 2, 1919, so as to increase the membership of the North Carolina Historical Commission.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 731, a bill to be entitled An act to amend Chapter 241 of the Public Laws of 1939, relating to the North Carolina Rural Rehabilitation Corporation.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 732, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, as amended, relative to the hours of labor for employees engaged in the processing of, canning or packing fresh fruits or vegetables during certain periods.

On motion of Mr. McEachern, the Committee amendment is adopted.

On motion of Mr. LeGrand, further consideration of the bill is deferred until Thursday, March 13, 1941.

H. B. 735, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, as follows: Section 19, relating to contractors and sub-contractors under the provisions of the North Carolina Workmen's Compensation Act, and sub-section (b) of Section 52, so as to provide that the salary of the Secretary of the North Carolina Industrial Commission shall be fixed by the Director of the Budget.

Mr. Pickens offers an amendment, which is adopted.

On motion of Mr. Pickens, the Committee amendment is laid on the Table.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 741, a bill to be entitled An act to promote the sanitation of hotels, cafes, restaurants, tourist camps, summer camps, and all other establishments providing food and lodging to the public for pay.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 742, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, as amended by Chapter 8 of the Public Laws of 1933, and Chapter 287 of the Public Laws of 1935, relating to sanitary districts.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 755, a bill to be entitled An act to authorize State agencies and county units to coöperate with the Federal Government and its agencies in furtherance of the program for the development of Federal parks, parkways and Federal forests.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 772, a bill to be entitled An act to appropriate \$250,000 from the general fund of the State to the contingency and emergency fund for each year of the coming biennium.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 773, a bill to be entitled An act to facilitate the proof of dates and the reckoning of time in actions and proceedings.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 786, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919 to change the terms of the Superior Court in certain counties.

Mr. Story offers an amendment, which is adopted.

On motion of Mr. Gibbs, further consideration of the bill is postponed until Thursday, March 13, 1941.

H. B. 788, a bill to be entitled An act to provide for the use of school buses in transporting children in emergency cases to hospitals for medical treatment.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 789, a bill to be entitled An act to amend Section 956 of Volume one (1) of the Consolidated Statutes of 1919, as amended by Chapter 156 of the Public Laws of 1931 and Chapter 92 of the Public Laws of 1939 relating to reports of Clerks of the Superior Courts.

Mr. Richardson offers an amendment, which is adopted.

Passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 801, a bill to be entitled An act to amend Chapter 1, Public Laws of 1936, being An Act to provide for the establishment and administration of Unemployment Compensation.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 790, a bill to be entitled An act to amend Chapter 285, Public Laws 1939, relating to public weigh masters.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 817, a bill to be entitled An act to further carry out the provisions of Chapter 53 of the Public Laws of 1935, relating to the prevention of blindness and the improvement of the condition of the blind in the State of North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 829, a bill to be entitled An act to change the name of the Cherokee Indian Normal School of Robeson County, and for other purposes.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 819, a bill to be entitled An act to provide for the printing and distribution of Session Laws, Senate and House Journals and Supreme Court Reports.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 821, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

On motion of Mr. Allen, Arch T., consideration of the bill is postponed indefinitely.

H. B. 878, a bill to be entitled An act to amend Section 2 of Chapter 82 of the Public Laws of North Carolina, Session of 1939, amending Section 945 of the Consolidated Statutes of North Carolina 1919, relative to the attendance of Clerks of the Superior Court at their offices.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 23, a bill to be entitled An act to amend Consolidated Statutes 1343, Volume 1, 1919, relative to the removal of indigent or poor persons to the county of their settlement, and to provide for their care and treatment pending removal.

On motion of Mr. Wallace of Lenoir, the bill is laid on the Table.

S. B. 41, a bill to be entitled An act to reduce the punishment for capital felonies from death to life imprisonment when recommended by the jury.

Mr. Carlyle offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

Mr. Allsbrook moves to reconsider the vote by which the bill passed its third reading.

Upon motion of Mr. Pickens, the motion of Mr. Allsbrook is laid on the Table.

S. B. 196, a bill to be entitled An act to amend Chapter 242 of the Public Laws of North Carolina 1937 as amended by Chapter 54 of the Public Laws of 1939 and providing additional educational advantages in State institutions to World War orphans.

Passes its second and third readings, and is ordered enrolled.

S. B. 245, a bill to be entitled An act to amend Section 6302 of the Consolidated Statutes 1919 relating to resident insurance agents.

On motion of Mr. Umstead, the bill is recommitted to the Committee on the Calendar.

On motion of Mr. Bryant, the House adjourns and will meet tomorrow at 10:30 A.M.



## FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,

THURSDAY, March 13, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct and the same stands approved.

On motion of Mr. Allen, J. Leroy, Arch T. Allen, Jr., son of Representative Arch T. Allen of Wake County, is made an Honorary Page of the House.

On motion of Mr. Allen, J. Leroy, Annette Allen, daughter of Representative Arch T. Allen of Wake County, is made an Honorary Page of the House.

On motion of Mr. Davis of Hyde, H. B. 930, a bill to be entitled An act to limit the maximum amount of auditing contracts in Hyde County, is taken from the unfavorable Calendar and recommitted to the Committee on the Calendar.

On motion of Mr. Taylor of Stokes, the vote by which S. B. 194, a bill to be entitled An act to amend Chapter 465 of the Public-Local and Private Laws of 1939, relating to officers' fees in connection with the enforcement of the State Liquor Laws in Stokes County, passed its third reading, is reconsidered and the bill remains on the Calendar.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on the Calendar.

H. B. 890, a bill to be entitled An act to prohibit the operation of pool rooms or billiard parlors within one mile of Campbell College in Harnett County.

With a favorable report.

H. B. 893, a bill to be entitled An act to limit the aggregate amount of penalties assessed in any single calendar year for delinquent taxes in Iredell County to six per cent.

With a favorable report.

H. B. 896, a bill to be entitled An act to modify the provisions of the Alcoholic Control Act as to elections therein provided for in Moore County.

With a favorable report.

H. B. 913, a bill to be entitled An act to prohibit and punish the making of false reports to police radio broadcasting stations.

With a favorable report.

H. B. 917, a bill to be entitled An act relating to the collection of taxes in Burke County.

With a favorable report.

H. B. 935, a bill to be entitled An act to amend Chapter 426 of the Public-Local Laws of 1939 relating to fixing the salary and providing an allowance for travel expense for the sheriff of Anson County.

With a favorable report.

H. B. 936, a bill to be entitled An act authorizing the Town of Laurinburg to apply unexpended balance of bond proceeds to the payment of the purchase price of municipal building property.

With a favorable report.

H. B. 938, a bill to be entitled An act to grant civil jurisdiction to the County Recorder's Court of Perquimans County.

With a favorable report.

H. R. 939, a joint resolution commending Attorney General Harry McMullan and his entire staff for assistance rendered the membership of the 1941 General Assembly.

With a favorable report.

H. B. 944, a bill to be entitled An act for the relief of N. H. Davis, former disabled member of the Fire Department of the City of Wilmington.

With a favorable report.

H. B. 946, a bill to be entitled An act to amend Chapter 86 of the Public-Local Laws of 1931, as amended by Chapter 510 of the Public-Local Laws of 1933, relating to the salary of the Clerk of the Superior Court and the Sheriff of Mecklenburg County.

With a favorable report.

H. B. 955, a bill to be entitled An act to amend S. B. 148, Session of 1941, relative to the installation of parking meters in cities and towns in North Carolina.

With a favorable report.

H. B. 947, a bill to be entitled An act to authorize the Prosecuting Attorney of the Cabarrus County Recorder's Court to assist in the prosecution of certain cases in the Superior Court.

With a favorable report.

H. B. 948, a bill to be entitled An act to validate the official acts of W. H. Bennett, a former justice of the peace of Guilford County from the date of his qualification in the year 1901 until April 1, 1911.

With a favorable report.

H. B. 949, a bill to be entitled An act to amend Section 2 of Chapter 311 of the Public Laws of 1939, relating to the appointment of a commission to study and determine the advisability and feasibility of establishing a nautical school in the State of North Carolina, to extend the operation of the Act until July 1, 1942.

With a favorable report.

H. B. 950, a bill to be entitled An act to authorize the Board of Commissioners of Dare County to meet on Mondays and such other days as they shall designate.

With a favorable report.

S. B. 128, a bill to be entitled An act to provide for and to regulate the incorporation of non-profit hospital service corporations and to provide for the supervision and regulation of such corporations by the State Commissioner of Insurance.

With a favorable report.

S. B. 187, a bill to be entitled An act to amend Consolidated Statutes 4689(a), 4689(b), 4689(c), and 4689(d), Volume 3, 1924, relating to the collection of agricultural statistics and reports in this State.

With a favorable report.



S. B. 224, a bill to be entitled An act to amend Chapter 172 of the Public Laws of 1933, as amended by Chapter 257 of the Public Laws of 1935, relating to women prisoners.

With a favorable report.

S. B. 318, a bill to be entitled An act to extend the term of office of certain county officials of Transylvania County.

With a favorable report.

S. B. 229, a bill to be entitled An act to amend the Committee substitute for H. B. 52, entitled "An Act to provide old age security for old and incapacitated teachers, and State employees, to provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide the machinery for the proper administration of this law."

With a favorable report.

S. B. 231, a bill to be entitled An act to amend Chapter 124 of the Public Laws of 1939, relative to the State Commission for the Blind.

With a favorable report.

S. B. 238, a bill to be entitled An act to amend Section 5214 of Volume 2 of the Consolidated Statutes of 1919, relating to credit unions.

With a favorable report.

S. B. 246, a bill to be entitled An act to amend Chapter 169, Public Laws, 1937, entitled "An Act supplemental to and amending Chapter 422, Public Laws 1935, and to provide free basal textbooks to the elementary school children of the State and to continue the rental system for high school books and supplementary readers."

With a favorable report.

S. B. 249, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933, as amended, relating to the authority of the North Carolina State Bar.

With a favorable report.

S. B. 259, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

With a favorable report.

S. B. 274, a bill to be entitled An act to repeal Chapter 356 of the Public-Local Laws of 1927 in so far as the same relates to the City of Henderson, North Carolina, and validating certain obligations of said City of Henderson.

With a favorable report.

S. B. 297, a bill to be entitled An act to authorize the County of Alamance to erect and equip a public hospital and to acquire a site therefor, if necessary, and to issue bonds therefor, and to authorize the levy and collection of an annual tax for the maintenance of such hospital.

With a favorable report.

S. B. 303, a bill to be entitled An act to amend Chapter 384 of the Public-Local Laws of Regular Session of 1939, relating to expenditures for law enforcement in Lee County.

With a favorable report.

S. B. 308, a bill to be entitled An act to ratify and validate the proceedings of the City of Charlotte for the issuance of bonds not exceeding \$60,000.00 in amount for airport purposes, the levy of annual tax to pay the principal

and interest on such bonds and the calling of an election to be held thereon.

With a favorable report.

S. B. 309, a bill to be entitled An act to extend the corporate limits of the City of Greenville in Pitt County, North Carolina.

With a favorable report.

S. B. 311, a bill to be entitled An act authorizing issuance of bonds by Pender County for an addition or annex to the Courthouse in said county.

With a favorable report.

S. B. 319, a bill to be entitled An act to make the term of office of Register of Deeds of Transylvania County four years.

With a favorable report.

S. B. 331, a bill to be entitled An act to validate the purchase of real property jointly by the City of Greenville, in Pitt County, and Pitt County, for use as a City-County Airport, and to provide for the operation, development and extension of said property as an airport.

With a favorable report.

S. B. 332, a bill to be entitled An act to amend Senate Bill 88, ratified on the 7th day of February, 1941, relative to the County Board of Health of Nash County.

With a favorable report.

S. B. 333, a bill to be entitled An act to provide for the appointment of special law enforcement officers in Pender County.

With a favorable report.

H. B. 933, a bill to be entitled An act to amend Section 976 of the Consolidated Statutes of 1919, so as to restrict the authority of constables to the limits of the townships from which they are elected.

With a favorable report as amended.

H. B. 488, a bill to be entitled An act for the adoption of a standard form of agricultural lien and chattel mortgage and fixing standard fees for recording the same.

With a favorable report as amended.

H. B. 907, a bill to be entitled An act requiring notice of claims for damages before action is brought against the City of Wilmington.

With a favorable report as amended.

S. B. 93, a bill to be entitled An act to amend Chapter 425 of the Public Laws of 1937 and Chapter 276 of the Public Laws of 1939, with reference to the inspection of gasoline, kerosene and other petroleum products.

With a favorable report as amended.

S. B. 164, a bill to be entitled An act to promote the sanitation of bus stations in North Carolina.

With unfavorable report as to bill, favorable report as to House Committee substitute bill.

H. B. 953, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes of 1919, as amended, to permit the Tax Collector and deputy tax collectors of Halifax County to carry arms when on official duty.

With an unfavorable report.

S. B. 241, a bill to be entitled An act to provide for an additional County Commissioner for the County of Hertford, said commissioner to be elected at large.

With an unfavorable report.



S. B. 280, a bill to be entitled An act to amend Chapter 185, Public Laws of 1911, entitled "An Act to prevent fraud on merchants."

With an unfavorable report.

H. B. 923, a bill to be entitled An act to amend the Machinery Act of 1939 so as to restrict the remedy of garnishment to taxes assessed within three years.

With an unfavorable report.

H. B. 941, a bill to be entitled An act to prohibit the raising of chickens, turkeys, geese and other fowls for commercial purposes within the limits of the Town of Angier, Harnett County.

With an unfavorable report.

H. B. 951, a bill to be entitled An act to make it unlawful to operate any place of business in Lillington Township and/or Duke Township, Harnett County, on Sunday between the hours of 10:00 A.M. and 12:00 Noon.

With an unfavorable report.

H. B. 805, a bill to be entitled An act to amend Chapter 149 of the Public Laws of 1927, relating to the registration of securities.

With an unfavorable report.

H. B. 889, a bill to be entitled An act to amend Chapter 253 of the Private Laws of 1903, as amended by Chapter 90 of the Private Laws of 1931, relating to the incorporation of the Town of Buies Creek.

With an unfavorable report.

H. B. 891, a bill to be entitled An act to prohibit the operation of pool tables, to provide the punishment for public drunkenness, and to regulate the hours of the sale of gasoline and other articles of merchandise within two miles of Savannah Hill Free Will Baptist Church in Sampson County.

With an unfavorable report.

H. B. 895, a bill to be entitled An act exempting Iredell County from the Absentee Ballot Law.

With an unfavorable report.

H. B. 897, a bill to be entitled An act modifying justice of the peace fees and costs in Moore County.

With an unfavorable report.

By Mr. Pickens, for the Committee on Judiciary No. 2.

H. B. 252, a bill to be entitled An act to facilitate service of process on non-residents doing business in North Carolina.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

By Mr. Allen, Arch T., for the Committee on Education.

H. B. 88, a bill to be entitled An act to appoint a School Committee for Plumtree Local School District, Avery County.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Carlyle, for the Committee on Engrossed Bills, reports that they have carefully examined the following bills and resolutions, found them properly engrossed and ask that they be sent to the Senate.

It is so ordered.

H. B. 309, a bill to be entitled An act to compensate Dorotheleen Hales, Administratrix of Mrs. Winton C. Walker, Peggy Christine Walker, Minor,

Fay Walker, Minor, Seba Hales and Mrs. Seba Hales, for loss of life of the named decedents by drowning at Harker's Ferry caused by the unguarded condition of the State Highway leading to ferry.

H. B. 682, a bill to be entitled An act to correct an error in conveying the armory lot in Morganton, North Carolina, to the State of North Carolina, and authorizing the reconveyance of said lot to the Town of Morganton and the County of Burke.

H. B. 752, a bill to be entitled An act to provide separate schools for Indians in Averbosboro, and Duke Townships, Harnett County.

H. B. 383, a bill to be entitled An act to set up a fund for the construction of all-weather secondary roads in North Carolina.

H. B. 560, a bill to be entitled An act to authorize the Boards of County Commissioners of the various counties of the State to defer revaluations of real estate until the year 1943.

H. B. 707, a bill to be entitled An act to amend Section 5932 of the Consolidated Statutes relating to the compensation of Registrars and Judges of Elections.

H. B. 789, a bill to be entitled An act to amend Section 956 of Volume 1 of the Consolidated Statutes of 1919, as amended by Chapter 156 of the Public Laws of 1931 and Chapter 92 of the Public Laws of 1939, relating to reports of Clerks of the Superior Courts.

H. B. 546, a bill to be entitled An act to amend Chapter 392 of the Public Laws of 1933, creating a Building Code Council for North Carolina, by restricting and defining the authority of such council and providing for appeals therefrom.

H. B. 624, a bill to be entitled An act to amend Consolidated Statutes 2688, Volume 1, 1919, relating to the sale of municipal property.

H. B. 708, a bill to be entitled An act to amend Section 5925 of the Consolidated Statutes so as to increase the compensation of the chairman of the County Boards of Elections.

H. B. 435, a bill to be entitled An act to amend Consolidated Statutes of 1919, Section 1437, conferring concurrent jurisdiction on the Superior Courts and inferior courts in misdemeanor cases.

H. B. 543, a bill to be entitled An act to amend the Machinery Act of 1939 exempting for a period of four years real property acquired by counties, cities, townships or school districts in foreclosure of tax liens.

H. B. 628, a bill to be entitled An act relating to the manner of execution of conveyances by corporations owned by the United States Government.

H. B. 771, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Abernathy of Nash: H. B. 956, a bill to be entitled An act to amend H. B. 218, the same being "An Act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended," known as the Unemployment Compensation Act, ratified March 10, 1941.



On motion of Mr. Abernathy the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Williams: H. B. 957, a bill to be entitled An act to extend the corporate limits of the City of Elizabeth City in Pasquotank County.

On motion of Mr. Williams the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Stoney: H. B. 958, a bill to be entitled An act to regulate the use of automatic musical instruments in Burke County.

Referred to Committee on the Calendar.

By Messrs. Boswood and Moore of Davie: H. R. 959, a joint resolution commemorating the military record of Noah Monroe Brock, a Confederate Veteran of North Carolina.

Referred to Committee on the Calendar.

By Mr. Palmer: H. B. 960, a bill to be entitled An act fixing the term of office of the Tax Supervisor and Tax Collector for Haywood County.

Referred to Committee on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 202, a bill to be entitled An act to repeal Chapter 179 of the Public-Local and Private Laws of 1939, relating to the dredging for oysters in Pamlico County.

For concurrence in Senate amendment.

On motion of Mr. Delamar the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 460, a bill to be entitled An act to amend and supplement an Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of any ad valorem tax therefor, the same being Chapter 358 of the Public Laws of 1939.

For concurrence in Senate amendment.

On motion of Mr. Allen, Arch T., the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 498, a bill to be entitled An act for the relief of potato farmers in this State.

For concurrence in Senate amendment.

On motion of Mr. Boswood the House fails to concur in the Senate amendment and asks that a Conference Committee be appointed.

The Speaker appoints as a Conference Committee on the part of the House, Messrs. Boswood, Banks, and Gibbs, and the Senate is so notified.

H. B. 603, a bill to be entitled An act to place the Clerk of the Superior Court and the Register of Deeds of Washington County on a salary.

For concurrence in Senate amendment.

On motion of Mr. Darden the House fails to concur in the Senate amendment and ask that a Conference Committee be appointed.

The Speaker appoints as a Conference Committee on the part of the House, Messrs. Darden, Davis of Dare and McEachern, and the Senate is so notified.

H. B. 724, a bill to be entitled An act to regulate the fees and salaries of officers and jurors in Rutherford County.

For concurrence in Senate amendment.

On motion of Mr. Withrow the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 804, a bill to be entitled An act to amend Chapter 343, Public Laws of 1929, relating to domestic relations court, and to repeal Chapter 220, Public Laws of 1935, relating to Juvenile Court in Buncombe County.

For concurrence in Senate amendment.

On motion of Mr. Reynolds the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 278, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

Referred to Committee on the Calendar.

S. B. 290, a bill to be entitled An act to extend the jurisdiction of the Municipal Court of the Town of Clayton, in Johnston County, and to prohibit the sale of wine, beer and other intoxicants within the corporate limits of said town or within a radius of one-half mile of said corporate limits.

Referred to Committee on the Calendar.

S. B. 328, a bill to be entitled An act to authorize the Board of County Commissioners of Catawba County to pay compensation for injuries sustained by Howard A. Willis, Deputy Sheriff of said county.

Referred to Committee on the Calendar.

S. B. 335, a bill to be entitled An act to amend Chapter 219 of the Public Laws of 1935, relating to the recordation of plats and subdivisions and providing for the recording of same.

Referred to Committee on the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 894, a bill to be entitled An act to provide for a special election for the issuance of bonds by the City of Statesville to provide for the building, equipping and enlarging of the airport of the City of Statesville and the levying of taxes thereon.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Pen-



land, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

H. B. 905, a bill to be entitled An act to extend the corporate limits of the City of Hickory.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

S. B. 194, a bill to be entitled An act to amend Chapter 465 of the Public-Local and Private Laws of 1939, relating to officers' fees in connection with the enforcement of the State Liquor Laws in Stokes County.

Mr. Taylor of Stokes offers an amendment which is adopted.

Passes its third reading as amended, by the following vote and is ordered sent to the Senate for concurrence in House Amendment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward,

Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

S. B. 251, a bill to be entitled An act to authorize the Board of Commissioners of Mecklenburg County to enter into agreements and to create liens for unpaid portion of the costs of terracing farm lands in Mecklenburg County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

H. B. 375, a bill to be entitled An act to amend Chapter 32 of the Public-Local Laws of North Carolina of 1935, relating to Southport-Brunswick County Port Commission.

On motion of Mr. Pickens the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

H. B. 588, a bill to be entitled An act providing for the protection of live-stock, dogs, poultry and other fowl and animals by regulating the setting of steel traps in Stokes County.

The Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

H. B. 681, a bill to be entitled An act for the establishment of a monument in the Town of Valdese to commemorate the founding of the Town of Valdese and to perpetuate the memory of the early settlers.

The Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

S. B. 244, a bill to be entitled An act to validate the acts of J. Moir Hawkins, Justice of the Peace of Stokes County.

Passes its second and third readings, and is ordered enrolled.

S. B. 247, a bill to be entitled An act to define the name "Scale Mechanic" and to provide for their registration.

Passes its second and third readings, and is ordered enrolled.

S. B. 250, a bill to be entitled An act to provide the form of certificate for the acknowledgment of an instrument which purports to be signed by a person



acting under the authority granted by the execution of a power of attorney to such person.

Passes its second and third readings, and is ordered enrolled.

S. B. 304, a bill to be entitled An act to amend Chapter 548 of the Public-Local Laws of 1933 so as to provide that High Point Township shall have seven Justices of the Peace until the next General Election, and thereafter limited to six.

Passes its second and third readings, and is ordered enrolled.

H. B. 544, a bill to be entitled An act to provide for the orderly growth and extension of municipalities within the State of North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

H. B. 869, a bill to be entitled An act to amend Chapter 155 of the Public Laws of 1935, relating to the regulation and control of the practice of photography.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

House Committee substitute for S. B. 77, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1937, an Act amendatory thereof, relating to the State Board of Examiners of Tile Contractors and the licensing of persons engaged in the tile contracting business.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

S. B. 144, a bill to be entitled An act to repeal Chapter 414 of the Public Laws of 1937 as amended by Chapter 389 of the Public Laws of 1939, providing a license or privilege tax on buyers of scrap or untied tobacco.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

S. B. 237, a bill to be entitled An act to amend Section 5238 of the Consolidated Statutes of 1919, as amended, relating to credit unions.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Bridger, Brown, Bryant, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Hyde, Delamar, Dobson, Edwards of Greene,



Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Stokes, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten and Worthington—100.

Those voting in the negative are: None.

H. B. 320, a bill to be entitled An act to make uniform the laws of partnership.

On motion of Mr. Pickens the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

H. B. 321, a bill to be entitled An act to provide for the creation and operation of limited partnerships and to make uniform the law with relation thereto.

On motion of Mr. Pickens the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 523, a bill to be entitled An act to provide compensation to Walter M. Stanaland for damages sustained by the State of North Carolina taking his land for Inland Waterway purposes.

On motion of Mr. Ruark the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 580, a bill to be entitled An act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of the Superior Court of any County by photography.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 616, a bill to be entitled An act to authorize and enable counties in North Carolina and incorporated municipalities within such counties to enter into contracts together for the joint performance of certain governmental functions in order to effect economy and efficiency and to promote greater conveniences to citizens in the operation of various governmental functions now performed by such counties and municipalities separately.

Mr. Pickens offers an amendment which is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

H. B. 585, a bill to be entitled An act to safeguard and protect the public against the acts of certain irresponsible persons.

On motion of Mr. Bost the bill is laid on the table.

H. B. 873, a bill to be entitled An act relating to tax research and to amend the Machinery Act relating to the State Board of Assessment.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 710, a bill to be entitled An act to allow electors who are in service in the army, navy, marine corps, air force, coast guard, or any other branch of the armed forces of the United States of America, to vote by absentee ballots in primary elections.

Mr. Vogler offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 644, a bill to be entitled An act to amend Consolidated Statutes 1443, Volume 3, 1924, as amended, relating to terms of the Superior Courts in this State, and to provide for terms of the Superior Court in cities other than the county seat whose population is in excess of 35,000 inhabitants.

On motion of Mr. Pickens the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 732, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, as amended, relative to the hours of labor for employees engaged in the processing of, canning or packing fresh fruits or vegetables during certain periods.

On motion of Mr. Vogler consideration of the bill is deferred until Friday, March 14, 1941.

H. B. 733, a bill to be entitled An act to provide compensation for the personal injury of Hildred Brogden, injured when run over by an automobile of the State Highway Commission in Wayne County, North Carolina.

On motion of Mr. Pickens the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

H. B. 744, a bill to be entitled An act to appropriate the sum of \$5,000 for each year of the coming biennium to the Pythian Orphanage.

On motion of Mr. Pritchett of Caldwell the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 770, a bill to be entitled An act to create a Merit System Council for certain departments and agencies of the State of North Carolina.

On motion of Mr. Hatch the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 786, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919, to change the terms of the Superior Court in certain counties.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. R. 853, a join resolution by the General Assembly of North Carolina favoring aid to the British Empire and her allies and authorizing the citizens of the State of North Carolina to contribute voluntarily all funds they see fit to this worthy cause.



Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. R. 862, a joint resolution authorizing and directing the Secretary of State to have printed 5,000 copies of Chapter 358, Public Laws of 1939, as amended by H. B. 460 known as a bill "to amend and supplement An Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor" as enacted into law, and that the distribution thereof be under the direction of the State Superintendent of Public Instruction and the State School Commission.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. R. 902, a joint resolution empowering the Governor to appoint a special commission for the purpose of studying a building program for the State and allocating space to State Constitutional Officers of Auditor, Treasurer, and Secretary of State and for other purposes.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 929, a bill to be entitled An act to amend Chapter 265 of the Public Laws of 1925, relating to the protection of school children riding on public school buses upon roads and highways of this State.

On motion of Mr. Bryant the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

H. B. 954, a bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

Several members offer amendments, which are adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate without engrossment.

S. B. 21, a bill to be entitled An act to amend Chapter 358 of the Public Laws of 1939, relating to the use and operation of State-owned school busses.

On motion of Mr. Kearney the Committee amendment is adopted.

Mr. Uzzell offers an amendment which fails of adoption.

Mr. Allen, Arch T., offers an amendment which is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate for concurrence in House amendments.

S. B. 38, a bill to be entitled An act to amend Section 442 of the Consolidated Statutes of 1939, relating to presenting claims against counties.

Mr. Wallace of Lenoir offers an amendment which fails of adoption.

Mr. Jarvis offers an amendment which is adopted.

The bill fails to pass its second reading.

S. B. 43, a bill to be entitled An act to authorize and direct the Board of Public Buildings and Grounds to install an elevator or escalator in the State Capitol Building.

On motion of Mr. Blalock the Committee amendment is adopted.

Passes its second and third readings, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 47, a bill to be entitled An act to provide for an appropriation of State funds for the maintenance and improvement of highways in cities and towns.

Passes its second and third readings, and is ordered enrolled.

S. B. 65, a bill to be entitled An act to amend Chapter 314, Public Laws of 1939, pertaining to issuance of marriage license.

Passes its second and third readings, and is ordered enrolled.

S. B. 83, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes of 1919, prohibiting certain public officers from practicing law.

Mr. Sellars offers an amendment, which fails of adoption.

Mr. Galloway offers an amendment, which fails of adoption.

Passes its second reading.

Mr. Underwood objects to the third reading.

Mr. Halstead moves that the rules be suspended and the bill be placed on its third reading, which motion prevails.

Passes its third reading and is ordered enrolled.

S. B. 104, a bill to be entitled An act to provide recommendations as to indemnity to persons erroneously convicted of felonies in the State of North Carolina.

On motion of Mr. Stone the bill is laid on the table.

S. B. 108, a bill to be entitled An act to amend Section 33 of Chapter 164, Public Laws, 1929, as amended, relating to hours during which polls shall remain open in primaries and elections.

On motion of Mr. Uzzell the Committee amendment is adopted.

Mr. Richardson offers an amendment which is adopted.

Passes its second and third readings, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 111, a bill to be entitled An act to amend Chapter 337 of the Public Laws of North Carolina, Regular Session, 1937, relating to examinations of domestic servants.

Passes its second and third readings, and is ordered enrolled.

S. B. 116, a bill to be entitled An act to provide a Memorials Commission in and for the State of North Carolina.

On motion of Mr. Quinn the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 124, a bill to be entitled An act to amend Sections 4251 and 4252 of Volume I of the Consolidated Statutes of 1919, relating to larceny and receiving stolen goods.

Passes its second and third readings, and is ordered enrolled.

S. B. 136, a bill to be entitled An act to provide the warehousing of other agricultural commodities as well as cotton in the warehouses established under Article 18 of Chapter 84 of Volume 3 of the Consolidated Statutes and to guarantee warehouse receipts issued for such commodities.

Passes its second and third readings, and is ordered enrolled.

S. B. 117, a bill to be entitled An act to provide for the care, operation and maintenance of the public buildings and grounds of the State.

Passes its second and third readings, and is ordered enrolled.

S. B. 125, a bill to be entitled An act to amend Chapter 270 of the Public Laws of North Carolina, Session of 1915, relating to the practice of architecture.

On motion of Mr. Pritchett of Bertie the Committee amendment is adopted.

On motion of Mr. Horner of Lee the bill is laid on the table.



S. B. 140, a bill to be entitled An act to authorize the incarceration of persons pending the determination of their insanity, when it shall appear by affidavit or otherwise that such person's condition endangers either himself or others.

Passes its second and third readings, and is ordered enrolled.

S. B. 141, a bill to be entitled An act to amend Section 952 of the Consolidated Statutes of 1919, as amended, to require petitions for partitions and petitions for sale of real property to be docketed by the Clerk of the Superior Court.

On motion of Mr. Richardson the bill is laid on the table.

S. B. 161, a bill to be entitled An act to protect dogs from strychnine, other poisonous compounds and ground-glass.

Mr. Davis of Hyde offers an amendment which fails of adoption.

Passes its second and third readings, and is ordered enrolled.

S. R. 159, a joint resolution to provide for a Commission on Recodification of the North Carolina Statutes.

Passes its second and third readings, and is ordered enrolled.

S. B. 178, a bill to be entitled An act to amend Section 3332 of the Consolidated Statutes of North Carolina to validate the registration of certain deeds and other instruments.

Passes its second and third readings, and is ordered enrolled.

S. B. 179, a bill to be entitled An act to validate the registration of certain deeds and other instruments.

Passes its second and third readings, and is ordered enrolled.

S. B. 181, a bill to be entitled An act to prohibit the sale of tickets to athletic contests at a price in excess of the price written or printed on such tickets.

Passes its second and third readings, and is ordered enrolled.

S. B. 185, a bill to be entitled An act to amend Section 22 and Section 25 of Chapter 486 of the Public Laws of 1935, relative to game laws.

Passes its second and third readings, and is ordered enrolled.

S. B. 195, a bill to be entitled An act to provide for State cooperation with the Roanoke Island Historical Association, Incorporated.

Passes its second and third readings, and is ordered enrolled.

S. B. 204, a bill to be entitled An act to validate certain acts of Notaries Public in the State of North Carolina.

Passes its second and third readings, and is ordered enrolled.

S. B. 210, a bill to be entitled An act to amend Chapter 302 of the Public Laws of 1933, to enlarge the definition of neighborhood public roads which the Highway and Public Works Commission is permitted to improve or repair.

Passes its second and third readings, and is ordered enrolled.

S. B. 214, a bill to be entitled An act to amend Chapter 244 of the Public Laws of 1919, to authorize cities to furnish fire protection within twelve miles of the city limits.

Passes its second and third readings, and is ordered enrolled.

S. B. 223, a bill to be entitled An act relating to the restoration of rights of citizenship in involuntary manslaughter cases.

Passes its second and third readings, and is ordered enrolled.

S. B. 252, a bill to be entitled An act to further amend Chapter 242 of the Public Laws of 1937, as amended, relating to benefits to children of World War Veterans.

Passes its second and third readings, and is ordered enrolled.

S. B. 261, a bill to be entitled An act to provide relief for Mrs. Love B. Gilmer, widow of former Attorney General Robert D. Gilmer.

On motion of Mr. Kerr the Committee amendment is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 267, a bill to be entitled An act to amend Chapter 190 of the Public Laws of 1921, as amended, and Chapter 306 of the Public Laws of 1925, as amended, to increase the membership of the Board of Trustees of the Morrison Training School from eight to ten.

Passes its second and third readings, and is ordered enrolled.

S. B. 277, a bill to be entitled An act to amend the Local Government Act, being Chapter 60 of the Public Laws of 1931, as amended.

Passes its second and third readings, and is ordered enrolled.

S. B. 296, a bill to be entitled An act to amend Section 5 of Chapter 159, Public Laws of 1939, relating to the acknowledgment of signatures in certificates supporting absentee ballots.

Mr. Whitener offers an amendment which is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 295, a bill to be entitled An act to permit absentee voting in primaries by citizens of North Carolina who may be in military or naval service of the United States.

Mr. Vogler offers an amendment which is adopted.

Mr. Wallace of Lenoir offers an amendment which is adopted.

Passes its second and third readings as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 230, a bill to be entitled An act to amend Section 7064 of Volume 2 of the Consolidated Statutes of 1919, as amended, relating to the organization of County Boards of Health and providing compensation for the members of such boards.

Passes its second and third readings, and is ordered enrolled.

S. B. 139, a bill to be entitled An act to amend Section 2304 (b) of Volume 3 of the Consolidated Statutes of North Carolina, to permit examinations of alleged inebriates upon the petition of two citizens of the county where such alleged inebriate resides.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Bridger, the House takes a recess until 4:00 P.M.

#### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

THURSDAY AFTERNOON, March 13, 1941.

Pursuant to its recess, the House meets with Mr. Speaker Mull presiding and resumes consideration of its business.

On motion of Mr. Gass, DeWitte McGowan, son of Representative McGowan of Pender County, is made an Honorary Page of the House.



On motion of Mr. Moore of Guilford, H. B. 693, a bill to be entitled An act to authorize the use of official seals by Justices of the Peace of North Carolina, is recalled from the Committee on Courts and Judicial Districts and recommitted to the Committee on Calendar.

On motion of Mr. Stone, S. B. 145, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937 requiring the registration of motor vehicles and requiring the payment of fees thereon, etc., is taken from the unfavorable Calendar and placed on the Calendar for today.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

Mr. Bryant, for the Committee on Calendar.

H. B. 867, a bill to be entitled An act to amend Section 4152 of the Consolidated Statutes of North Carolina relating to the probate of wills of non-resident decedents.

With a favorable report.

H. B. 945, a bill to be entitled An act relating to the licensing of members of the State Board of Examiners of Plumbing and Heating Contractors.

With a favorable report.

H. B. 960, a bill to be entitled An act fixing the term of office of the tax supervisor and tax collector of Haywood County.

With a favorable report.

H. B. 874, a bill to be entitled An act to amend Section 151 of Chapter 158 of the Public Laws of 1939, relating to the enforcement provisions of the tax on outdoor advertising.

With a favorable report.

H. B. 875, a bill to be entitled An act to amend Consolidated Statutes 1744, Volume 3, 1924, as amended, relating to estates.

With a favorable report.

H. B. 885, a bill to be entitled An act to amend Section 1608 (7) of the North Carolina Code of 1939 so as to empower the Board of Commissioners of Lee County, in their discretion, to appoint a Clerk of the County Court of Lee County.

With a favorable report.

H. B. 930, a bill to be entitled An act to limit the maximum amount of auditing contracts in Hyde County.

With a favorable report.

H. B. 861, a bill to be entitled An act to establish a conciliation service in the Department of Labor.

With a favorable report.

S. R. 310, a joint resolution to pay the expenses of the Committee from the Senate and House of Representatives, visiting the State Hospital at Morganton.

With a favorable report.

S. B. 182, a bill to be entitled An act to amend Chapter 87 of the Consolidated Statutes of North Carolina.

With a favorable report.

S. B. 183, a bill to be entitled An act to require proper tagging and branding of secondhand watches.

With a favorable report.

S. B. 199, a bill to be entitled An act to amend Chapter 288 of the Public Laws of 1937, as amended, relative to the Aid to Dependent Children Act.

With a favorable report.

S. B. 288, a bill to be entitled An act to amend Chapter 179 of the Public Laws of 1933, as amended, relative to the practice of cosmetic art in North Carolina.

With a favorable report.

S. R. 284, a joint resolution providing for the appointment of a commission to study and make recommendations to the General Assembly with respect to a basic code of administrative procedure and to prescribe rules for review of the decisions of the administrative agencies.

With a favorable report.

S. B. 173, a bill to be entitled An act to amend Consolidated Statutes 5319, Volume 2, 1919, relating to the enforcement of the payment of the preliminary expenses in the establishment of drainage districts.

With a favorable report.

S. B. 184, a bill to be entitled An act to provide for the protection of the public by regulation of auction sales of articles containing hidden value.

With a favorable report.

S. B. 278, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

With a favorable report.

S. B. 299, a bill to be entitled An act to require land owners to maintain creek banks and channels in Federal Government malarial controlled projects in Rowan County.

With a favorable report.

H. B. 766, a bill to be entitled An act to promote the propagation of game and fish in Henderson County.

With a favorable report.

H. B. 768, a bill to be entitled An act to amend Section 3411 (L) of Volume 3 of the Consolidated Statutes of North Carolina, as amended, relating to the disposition of liquor seized under search warrants.

With a favorable report.

H. B. 937, a bill to be entitled An act to authorize the governing body of the Town of Jefferson in Ashe County, in its discretion to regulate or prohibit the sale of wine and beer within the incorporated limits of said town.

With a favorable report, as amended.

S. B. 149, a bill to be entitled An act to provide better educational advantages for members of the Indian race in Eastern North Carolina not otherwise provided for.

With a favorable report, as amended.

H. B. 878, a bill to be entitled An act to make it unnecessary to register or record certain right-of-way easements in Carteret County.

With unfavorable report as to bill, favorable as to Committee substitute.



H. B. 826, a bill to be entitled An act to authorize the Governor of the State of North Carolina to provide funds for the operation of the Marketing Division of the Department of Agriculture in case of an emergency.

With an unfavorable report as to bill, favorable as to Committee substitute.

H. B. 924, a bill to be entitled An act to amend the North Carolina food, drug and cosmetic act, the same being Chapter 320 Public Laws of 1939.

With an unfavorable report.

H. B. 745, a bill to be entitled An act to amend "The Machinery Act of 1939" so as to provide for classification of forest land for tax purposes.

With an unfavorable report.

H. B. 793, a bill to be entitled An act to authorize the regulation of unfair practices by handlers of farm products.

With an unfavorable report.

H. R. 832, a joint resolution to memorialize congress to pass the Bailey-Cooley Marketing Bill.

With an unfavorable report.

S. B. 305, a bill to be entitled An act to permit the Board of County Commissioners of Wake County to appropriate money to advertise Wake County.

With an unfavorable report.

H. B. 637, a bill to be entitled An act to repeal Chapter 339 of the Public Laws of 1903, Chapter 267 of the Public Laws 1905, and Chapter 242 of the Public Laws of 1917, as amended by Chapter 286 of the Public Laws of 1939.

With an unfavorable report.

H. B. 958, a bill to be entitled An act to regulate the use of automatic musical instruments in Burke County.

With an unfavorable report.

H. R. 959, a joint resolution commemorating the military record of Noah Monroe Brock, a Confederate Veteran of North Carolina.

With an unfavorable report.

S. B. 145, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937 requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

With an unfavorable report.

By Mr. McEachern, for the Committee on Manufactures and Labor.

H. B. 584, a bill to be entitled An act to amend Consolidated Statutes 6558, Volume 2, 1919, relating to the time when all employees who work on an hourly basis of wages shall be paid.

With an unfavorable report.

#### ENGROSSED BILLS

Mr. Penland, for the Committee on Engrossed Bills, reports that they have carefully examined the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 634, a bill to be entitled An act for the preservation and conservation of wild plants.

H. B. 899, a bill to be entitled An act to amend Section 1105, Chapter 310, Public Laws of 1939, fixing the date for the meeting of the Board of Equalization and Review of Yadkin County in quadrennial assessment years.

H. B. 735, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, as follows: Section 19, relating to contractors and sub-contractors under the provision of the North Carolina Workmen's Compensation Act.

CONFERENCE REPORT ON S. B. 130

*To the President of the Senate and the Speaker of the House of Representatives:*

We, the undersigned conferees on the part of the Senate and on the part of the House of Representatives, on Senate Bill 130, entitled, a bill to be entitled An act to define and establish the Senatorial Districts of the State and to make the apportionment of the members of the Senate, agree and recommend as follows:

We recommend that the Senate concur in all three of the House amendments.

Senator Gay, one of the Conferees on the part of the Senate voted against the majority report.

Respectfully submitted,

EMERSON T. SANDERS,

E. B. WHITAKER,

*Conferees on the part of the Senate.*

JOHN KERR, JR.,

J. A. BRIDGER,

IRVING CARLYLE,

W. B. AUSTIN,

KERR CRAIG RAMSAY,

*Conferees on the part of the House.*

On motion of Mr. Austin, the report is adopted, and the Senate is so notified to the end that if they adopt a similar report they may order the bill enrolled.

CONFERENCE REPORT ON H. B. 315

*To the President of the Senate and the Speaker of the House of Representatives:*

We, the Conferees heretofore duly appointed representatives on H. B. 315, entitled, a bill to be entitled An act to amend Chapter 122, Public Laws 1935, being An act entitled An Act to prevent rabies in the State of North Carolina, beg leave to make the following report:

We recommend that the House concur in the Senate amendment.

Respectfully submitted,

GEO. T. DAVIS,

W. A. ROGERS,

M. W. GALLOWAY,

*Conferees on the part of the House.*

ROY ROWE,

VAN S. WATSON,

*Conferees on the part of the Senate.*



On motion of Mr. Rogers of Macon, the above report is adopted and the Senate is so notified to the end that if they adopt a similar report, the bill may be ordered enrolled by the House.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Pritchett of Caldwell: H. B. 961, a bill to be entitled An act to amend Section 130 of Chapter 291 of the Public Laws of 1935, relating to the powers of electric membership corporations.

Referred to Committee on Calendar.

By Mr. Moore of Wilson: H. B. 962, a bill to be entitled An act to place the name of Mrs. Joanna Ward Kirby on the Pension Roll of Confederate Veterans' widows of the State of North Carolina.

Referred to Committee on Calendar.

By Mr. Williams: H. B. 963, a bill to be entitled An act to regulate the sale of fortified or sweet wines in Pasquotank County.

Referred to Committee on Calendar.

By Messrs. Crawford and Taylor of Wayne: H. B. 964, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes of 1919, as amended, to prohibit public drunkenness in Wayne County.

Referred to Committee on Calendar.

By Mr. Campen: H. B. 965, a bill to be entitled An act relating to the election of town officers in the Town of Edenton, in Chowan County.

Referred to Committee on Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 244, a bill to be entitled An act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

For concurrence in Senate amendment.

On motion of Mr. Merritt, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 494, a bill to be entitled An act to regulate the manufacture, sale and distribution of agricultural liming material, agricultural liming material with potash, and land plaster in North Carolina.

For concurrence in Senate amendment.

On motion of Mr. Pearsall, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 495, a bill to be entitled An act to amend Chapter 324, Public Laws of 1933, known as "The North Carolina Fertilizer Law of 1933," as amended.

For concurrence in Senate amendment.

On motion of Mr. Pearsall, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 613, a bill to be entitled An act making the County Accountant of Swain County the Tax Collector of said County.

For concurrence in Senate amendment.

On motion of Mr. Edwards of Swain, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 323, a bill to be entitled An act authorizing and directing the County Commissioners of Wilkes County to make certain payments to election officials of Wilkes County.

On motion of Mr. Dobson, the bill is placed on the Calendar.

S. B. 324, a bill to be entitled An act relating to the sales of tax liens on real property for delinquent taxes in Wilkes County.

On motion of Mr. Dobson, the bill is placed on the Calendar.

S. B. 337, a bill to be entitled An act to repeal H. B. 421, ratified March 4, 1941, entitled, "An Act fixing the fees which may be charged by the Register of Deeds of Alleghany County."

Referred to Committee on Calendar.

S. B. 338, a bill to be entitled An act to amend Chapter 107 of the Private Laws of 1931 and all Acts amendatory thereof, relating to the City of High Point, to permit absentee voting in primaries and general elections by citizens of the City of High Point who may be in military or naval services of the United States.

Referred to Committee on Calendar.

#### SPECIAL MESSAGES

SENATE CHAMBER,  
March 13, 1941.

*Mr. Speaker:*

It is ordered that a message be sent to your Honorable Body with the information that the Senate fails to concur in the House amendment to S. B. 41, a bill to be entitled, "to reduce the punishment for capital felonies from death to life imprisonment when recommended by the jury," and a Conference is asked.

The President appoints as Conferees on the part of the Senate, Senators Leary, Price and Brooks.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

Pursuant to the above message of non-concurrence Mr. Speaker Mull appoints as a Committee on the part of the House to confer with the Senate Conference Committee, to the end that the differences arising may be adjusted, Messrs. Halstead, Richardson, and Carlyle.

SENATE CHAMBER,  
March 13, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the Conferees on H. B. 315, entitled, "to amend Chapter 122, Public Laws of 1935, being An act entitled An Act to prevent rabies in the State of North Carolina," to the end that



when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

The House having adopted a similar report and being in receipt of the above information, orders the bill enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 274, a bill to be entitled An act to repeal Chapter 356 of the Public-Local Laws of 1927 in so far as the same relates to the City of Henderson, North Carolina, and validating certain obligations of said City of Henderson.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—100.

Those voting in the negative are: None.

S. B. 297, a bill to be entitled An act to authorize the County of Alamance to erect and equip a public hospital and to acquire a site therefor, if necessary, and to issue bonds therefor, and to authorize the levy and collection of an annual tax for the maintenance of such hospital.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of

Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—100.

Those voting in the negative are: None.

S. B. 308, a bill to be entitled An act to ratify and validate the proceedings of the City of Charlotte for the issuance of bonds not exceeding \$60,000.00 in amount for airport purposes, the levy of annual tax to pay the principal and interest on such bonds and the calling of an election to be held thereon.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—100.

Those voting in the negative are: None.

S. B. 309, a bill to be entitled An act to extend the corporate limits of the City of Greenville in Pitt County, North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—100.

Those voting in the negative are: None.



S. B. 311, a bill to be entitled An act authorizing issuance of bonds by Pender County or an addition or annex to the Courthouse in said County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Darden, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—100.

Those voting in the negative are: None.

H. B. 907, a bill to be entitled An act requiring notice of claims for damages before action is brought against the City of Wilmington.

On motion of Mr. LeGrand, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 890, a bill to be entitled An act to prohibit the operation of pool rooms or billiard parlors within one mile of Campbell College in Harnett County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 893, a bill to be entitled An act to limit the aggregate amount of penalties assessed in any single calendar year for delinquent taxes in Iredell County to six per cent.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 896, a bill to be entitled An act to modify the provisions of the Alcoholic Control Act as to elections therein provided for in Moore County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 917, a bill to be entitled An act relating to the collection of taxes in Burke County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 933, a bill to be entitled An act to amend Section 976 of the Consolidated Statutes of 1919, so as to restrict the authority of Constables to the limits of the Townships from which they are elected.

On motion of Mr. Withrow, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 935, a bill to be entitled An act to amend Chapter 426 of the Public-Local Laws of 1939, relating to fixing the salary and providing an allowance for travel expense for the Sheriff of Anson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 936, a bill to be entitled An act authorizing the Town of Laurinburg to apply unexpended balance of bond proceeds to the payment of the purchase price of municipal building property.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 938, a bill to be entitled An act to grant civil jurisdiction to the County Recorder's Court of Perquimans County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 944, a bill to be entitled An act for the relief of N. H. Davis, former disabled member of the fire department of the City of Wilmington.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 946, a bill to be entitled An act to amend Chapter 86 of the Public-Local Laws of 1931, as amended by Chapter 510 of the Public-Local Laws of 1933 relating to the salary of the Clerk of the Superior Court and the Sheriff of Mecklenburg County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 947, a bill to be entitled An act to authorize the prosecuting attorney of the Cabarrus County Recorder's Court to assist in the prosecution of certain cases in the Superior Court.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 948, a bill to be entitled An act to validate the official acts of W. H. Bennett, a former Justice of the Peace of Guilford County, from the date of his qualification in the year 1901 until April 1, 1911.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 950, a bill to be entitled An act to authorize the Board of Commissioners of Dare County to meet on Mondays and such other days as they shall designate.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 318, a bill to be entitled An act to extend the term of office of certain County officials of Transylvania County.

Passes its second and third readings, and is ordered enrolled.

S. B. 303, a bill to be entitled An act to amend Chapter 384 of the Public-Local Laws of Regular Session of 1939 relating to expenditures for law enforcement in Lee County.

Passes its second and third readings, and is ordered enrolled.

S. B. 319, a bill to be entitled An act to make the term of office of the Register of Deeds of Transylvania County four years.

Passes its second and third readings, and is ordered enrolled.



S. B. 331, a bill to be entitled An act to validate the purchase of real property jointly by the City of Greenville, in Pitt County, and Pitt County, for use as a City-County airport, and to provide for the operation, development and extension of said property as an airport.

Passes its second and third readings, and is ordered enrolled.

S. B. 332, a bill to be entitled An act to amend S. B. 88, ratified on the 7th, day of February, 1941, relative to the County Board of Health of Nash County.

Passes its second and third readings, and is ordered enrolled.

S. B. 333, a bill to be entitled An act to provide for the appointment of special law enforcement officers in Pender County.

Passes its second and third readings, and is ordered enrolled.

S. B. 128, a bill to be entitled An act to provide for and to regulate the incorporation of non-profit Hospital Service Corporations and to provide for the supervision and regulation of such corporations by the State Commissioner of Insurance.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Scotland, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—100.

Those voting in the negative are: None.

S. B. 145, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937 requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

Mr. Pearsall offers an amendment, which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Burgin, Burns, Burt, Carlyle, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of

Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

S. B. 229, a bill to be entitled An act to amend the Committee substitute for H. B. 52, entitled "An Act to provide old age security for old and incapacitated teachers, and State employees. To provide for the creation of a retirement fund through the joint contributions of employers and employees, and to provide the machinery for the proper administration of this law."

On motion of Mr. Pickens, the bill is laid on the table.

S. B. 259, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bryant, Burgin, Burns, Burt, Carlyle, Cohoon, Cook, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Sikes, Stone, Stoney, Story, Taylor of Wayne, Thurston, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Williams, Winkler, Withrow, Woods, Wooten, and Worthington—108.

Those voting in the negative are: None.

S. B. 299, a bill to be entitled An act to require land owners to maintain creek banks and channels in Federal Government malarial controlled projects in Rowan County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Brown, Burgin, Burns, Burt, Carlyle, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kearney, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard,



Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Whitener, Winkler, Withrow, Woods, Wooten, and Worthington—105.

Those voting in the negative are: None.

Committee substitute for H. B. 252, a bill to be entitled An act to facilitate service of process on non-residents doing business in North Carolina.

On motion of Mr. Ramsay, the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 488, a bill to be entitled An act for the adoption of a standard form of agricultural lien and chattel mortgage and fixing standard fees for recording the same.

On motion of Mr. Ross the bill is laid on the table.

H. B. 913, a bill to be entitled An act to prohibit and punish the making of false reports to police radio broadcasting stations.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. R. 939, a joint resolution commending Attorney General Harry McMullan and his entire staff for assistance rendered the membership of the 1941 General Assembly.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 949, a bill to be entitled An act to amend Section 2 of Chapter 311 of the Public Laws of 1939, relating to the appointment of a commission to study and determine the advisability and feasibility of establishing a nautical school in the State of North Carolina, to extend the operation of the Act until July the first, 1942.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 955, a bill to be entitled An act to amend S. B. 148, Session of 1941, relative to the installation of parking meters in cities and towns in North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 93, a bill to be entitled An act to amend Chapter 425 of the Public Laws of 1937 and Chapter 276 of the Public Laws of 1939 with reference to the inspection of gasoline, kerosene, and other petroleum products.

On motion of Mr. Bryant the bill is recommitted to the Committee on Calendar.

S. B. 162, a bill to be entitled An act to empower municipalities and other political subdivisions of the State of North Carolina to promulgate, administer and enforce airport zoning regulations limiting the height of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports.

On motion of Mr. Morris the Committee amendments are adopted.

Mr. Morris offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

House Committee substitute for S. B. 164, a bill to be entitled An act to promote the sanitation of bus stations in North Carolina.

On motion of Mr. Bryant, the House Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate for concurrence in House substitute bill.

S. B. 224, a bill to be entitled An act to amend Chapter 172 of the Public Laws of 1933, as amended, by Chapter 257 of the Public Laws of 1935, relating to women prisoners.

Mr. Uzzell offers an amendment.

On motion of Mr. Pritchett of Bertie, the bill is laid on the table.

S. B. 231, a bill to be entitled An act to amend Chapter 124 of the Public Laws of 1939, relative to State Commission for the Blind.

Passes its second and third readings, and is ordered enrolled.

S. B. 238, a bill to be entitled An act to amend Section 5214 of Volume 2 of the Consolidated Statutes of 1919, relating to credit unions.

Passes its second and third readings, and is ordered enrolled.

S. B. 246, a bill to be entitled An act to amend Chapter 169, Public Laws 1937, entitled An Act supplemental to and amending Chapter 422, Public Laws 1935, and to provide free basal textbooks to the elementary school children of the State and to continue the rental system of high school books and supplemental readers.

Passes its second and third readings, and is ordered enrolled.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 115. An Act to provide for the extension of the public school system to embrace twelve grades in those school districts requesting the same.

H. B. 199. An Act to validate the nomination and election of the County Commissioners of Anson County and to hereafter require compliance with Chapter 612 of the Public-Local Laws of 1939.

H. B. 212. An Act to establish demonstration oyster farms in the State of North Carolina for the purpose of investigating, developing and improving the oyster and other shellfish resources in the State.

H. B. 216. An Act to amend Chapter 126 of the Public Laws of 1935, being An Act providing for the extension of assessments.

H. B. 258. An Act relating to the tax exemption of certain electric membership corporations organized or reorganized under Chapter 291 of the Public Laws of 1935, and providing for limited and conditional refunds.

H. R. 338. A Joint Resolution providing for a declaration of the Federation of the World.

H. R. 401. A Joint Resolution authorizing the Governor of North Carolina to appoint a commission to study the various State-supported educational institutions and departments.

S. B. 107. An Act to amend the Constitution providing for the organization of the State Board of Education and the powers and duties of the same.



S. B. 137. An Act to amend Consolidated Statutes 5168(e), as amended, 5168(i), as amended, 5168(r), Volume 3, 1924, and Chapter 187 of the Public Laws of 1939, relating to Confederate pensions and the payment of funeral expenses of deceased pensioners.

S. B. 148. An Act to amend Section 2787 of the Consolidated Statutes of 1919, as amended, so as to authorize cities to enact ordinances imposing fees for the privilege of parking in certain areas.

S. B. 196. An Act to amend Chapter 242 of the Public Laws of North Carolina 1937 as amended by Chapter 54 of the Public Laws of 1939 and providing additional educational advantages in State institutions to World War orphans.

S. B. 198. An Act to establish a State authorized trade-mark, for identifying and advertising North Carolina farm products of standardized quality and to provide for the proper use and regulation of such trade-mark.

S. B. 205. An Act authorizing the Board of Commissioners of Northampton County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

S. B. 248. An Act to validate proceedings heretofore taken to provide for the issuance of certain bonds of the Town of Woodland, and to provide for the issuance of said bonds.

S. B. 263. An Act to amend Chapter 352 of the Public Laws of 1937, relating to the punishment for the illegal taking of fish and deer in Buncombe County.

S. B. 292. An Act to prohibit the killing of wild turkeys in Randolph County for a period of five years.

S. B. 298. An Act to require the inoculation of dogs in Durham County against rabies.

S. B. 312. An Act to prohibit the sale of beer and wine within a radius of one mile of the Stanfield Consolidated School in Stanly County.

S. B. 314. An Act authorizing the County Commissioners of Richmond County to appropriate a sum of money not to exceed Five Thousand Dollars (\$5,000.00) for the construction of an airport on its own lands.

S. B. 317. An Act to amend Chapter 335 of the Public-Local Laws of 1931 relating to the Recorder's Court of Leaksville Township, Rockingham County and increasing the fee paid jurors in said court.

S. B. 325. An Act to authorize the Board of County Commissioners to employ a Deputy Sheriff for Randolph County.

S. B. 326. An Act to authorize the Board of County Commissioners to create the office of Tax Collector for the County of Randolph.

H. B. 109. An Act to amend Chapter 349 of the Public Laws of 1937, and Chapter 6 of the Public Laws of 1939, relating to the Law Enforcement Officers' Benefit and Retirement Fund.

H. B. 281. An Act to ratify and validate the proceedings of the Town of Jonesville for the issuance of certain bonds of said town.

H. B. 325. An Act to authorize the Board of Aldermen of the Town of Sanford, North Carolina, to further restrict than is provided by State Law, the issuance of license for the sale of wine and fortified wine in said town.

H. B. 349. An Act to amend Chapter 366 of the Private Laws of 1939, which laws constitute the Charter of the City of Charlotte.

H. B. 370. An Act to validate judgments by default in foreclosure actions and orders of confirmation of judicial sales which purport to have been entered by the Clerk of Harnett County Superior Court on days other than Monday.

H. B. 399. An Act to amend Chapter 266, Public-Local Laws of 1937, regulating the use of long haul or drag nets in the waters of Beaufort County.

H. B. 432. An Act to ratify the election of the Mayor and Board of Commissioners of the Town of Washington Park.

H. B. 476. An Act to amend Chapter 183 of the Public-Local Laws of 1939, relating to the adjustment of delinquent taxes in Pender County.

H. B. 493. An Act to fix and regulate the costs of the Recorder's Court of Washington County.

H. B. 520. An Act to amend Chapter 343 of the Public Laws of 1929, so as to permit the establishment of domestic relations court in Wake County.

H. B. 526. An Act to supplement Chapter 32 of the Public-Local Laws of 1935, as amended, relating to the Port Commission of Southport and Brunswick County conferring additional powers upon such Commission relating to the development of port facilities, to the construction of a naval repair base and to the financing thereof.

H. B. 539. An Act to require milk distributors and milk processors to keep certain records and furnish certain reports to the Department of Agriculture, relating to milk distributed or sold by them.

H. B. 549. An Act to amend Consolidated Statutes 6622, Volume 3, 1924, relating to the practice of medicine.

H. B. 569. An Act to amend Chapter 649 of the Public-Local Laws of 1937, relating to the wrongful use of milk bottles, crates, cans, and other containers of dairy products in Wake County.

H. B. 602. An Act to enlarge the corporate limits of the City of Henderson.

H. B. 604. An Act to provide that the office of Prosecuting Attorney of the Recorder's Court of Washington County be an elective office.

H. B. 639. An Act to amend Section 3923 of the Consolidated Statutes of North Carolina, relating to fees of Justices of the Peace in Wake County.

H. B. 640. An Act to abolish markers in general elections in Sampson County, by amending Section 26, and Section 27 of Chapter 164 of the Public Laws of 1929, as amended.

H. B. 641. An Act to amend Chapter 159, Public Laws of 1939, by making absentee voting inapplicable to the election of County and Township officials in Sampson County.

H. B. 645. An Act to amend Chapter 280 of the Private Laws of 1891 to enlarge the corporate limits of the Town of Jacksonville.

H. B. 653. An Act to amend the Charter of the City of Hickory.

H. B. 658. An Act to amend Chapter 53 of the Public Laws of 1931, to place the Treasurer-Tax Collector of Mitchell County on a fee basis.

H. B. 667. An Act to fix the salary of the Assistant Clerk of the Superior Court of Columbus County.

H. B. 669. An Act to amend Chapter 512 of the Public-Local Laws of 1933 fixing the salary of the Register of Deeds of Columbus County.

H. B. 673. An Act to amend Chapter 587 of the Public-Local Laws of 1939 relating to the compensation for the Chairman of the Board of County Commissioners for McDowell County.

H. B. 686. An Act to validate the acts and proceedings of the Mayor and Aldermen of the Town of Bladenboro, relating to foreclosure of liens for taxes and street assessments.



H. B. 689. An Act to authorize the issuance of Sixty Thousand Dollars (\$60,000.00) revenue bonds for the North Carolina State College of Agriculture and Engineering of the University of North Carolina for the purpose of refunding the outstanding athletic stadium revenue bonds and payment of the outstanding indebtedness of the athletic department.

H. B. 692. An Act to extend the corporate limits of the Town of Grifton, in Pitt County.

H. B. 703. An Act to provide for a special election for the issuance of bonds by the City of Hamlet to provide for the building, equipping and enlarging of the airport of the City of Hamlet and the levying of taxes thereon.

H. B. 706. An Act to authorize the issuance of bonds or notes for the State, when approved by the Governor and Council of State, for the protection of the State's interest in the Atlantic and North Carolina railroad.

H. B. 718. An Act relating to fees of witnesses in certain criminal cases.

H. B. 723. An Act to fix the salary of the Auditor of Rutherford County at Two thousand dollars (\$2,000.00) yearly.

H. B. 726. An Act relating to the members of the Board of Education of Pamlico County.

H. B. 734. An Act to ratify the probates, acknowledgments and other official acts of G. C. Hauser, a Justice of the Peace of Surry County.

H. B. 738. An Act to amend Chapter 651 of the Public Laws of 1909, as amended, the same being entitled "An Act to establish a municipal court for the City of Greensboro and prescribe the jurisdiction thereof."

H. B. 747. An Act to aid in the collection of delinquent taxes in Madison County and the municipalities therein.

H. B. 751. An Act to amend Section 1276 of the Consolidated Statutes of North Carolina of 1919 as amended, relating to the sale of witness tickets, by removing Haywood County from its provisions.

H. B. 756. An Act to provide for primary and general municipal elections for the Town of Aurora, Beaufort County.

H. B. 758. An Act to fix the terms of office of the Mayor and Board of Commissioners of the Town of Murphy, Cherokee County, and to fix the duties and salaries of certain officers of said town.

H. B. 774. An Act to provide for the distribution of profits from Alcoholic Beverage Control stores in Halifax County.

H. B. 780. An Act relating to the public roads in Currituck County.

H. B. 784. An Act to amend Chapter 310 of the Public Laws of 1939 as said Act relates to the City of High Point.

H. B. 803. An Act to amend Section 2315 of the Consolidated Statutes of 1919 relating to the drawing of jurors in Cabarrus County.

H. B. 809. An Act to appoint a deputy recorder for the Columbus County Recorder's Court.

H. B. 825. An Act relating to the Recorder's Court of Middle Creek Township in Wake County.

H. B. 827. An Act to create the office of Tax Collector for the County of Ashe and to regulate salaries and/or fees of the Sheriff and other officers of said County.

H. B. 828. An Act to amend the Charter of the City of Shelby relative to water and light extensions.

H. B. 837. An Act requiring the term of office of all appointees of the Board of Commissioners of Wilson County to expire on the first Monday in December of each and every year and to require the Commissioners to make new appointments on that day.

H. B. 839. An Act relative to the Consolidated Board of Health of the City of Wilmington and the County of New Hanover.

H. B. 847. An Act to validate the actions and proceedings of the Board of County Commissioners of Surry County in installing a new system of indexes in Surry County in certain county offices.

H. B. 850. An Act to amend Consolidated Statutes 65(a), Volume 3, 1924, as amended, so as to include Polk County under the provisions thereof.

H. B. 868. An Act to amend Chapter 472 of the Public-Local Laws of 1911, relating to the Recorder's Court of Edgecombe County.

H. B. 932. An Act relating to the election of a Town Marshal for the Town of Conway, Northampton County.

On motion of Mr. Pritchett of Caldwell, the House adjourns and will meet tomorrow at 11 A.M.

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### FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
FRIDAY, March 14, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Burns, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

Courtesies of the floor are extended to the Honorable J. Walter Lambeth of Davidson County, former member of the United States Congress.

On motion of Mr. Bryant, H. B. 891, a bill to be entitled An act to prohibit the operation of pool tables, to provide the punishment for public drunkenness, and to regulate the hours of the sale of gasoline and other articles of merchandise within two miles of Savannah Hill Free Will Baptist Church, in Sampson County, is taken from the Unfavorable Calendar and recommitted to the Committee on the Calendar.

On motion of Mr. Bryant, H. B. 901, a bill to be entitled An act to regulate the operation of filling stations and stores within one and one-half miles of Holland's Chapel Church in Honeycutt's Township, Sampson County, on Sundays, is taken from the Unfavorable Calendar and recommitted to the Committee on the Calendar.

On motion of Mr. Senter, H. B. 951, a bill to be entitled An act to make it unlawful to operate any place of business in Lillington Township and/or Duke Township, Harnett County, on Sunday between the hours of ten o'clock A.M. and twelve o'clock Noon, is taken from the Unfavorable Calendar and recommitted to the Calendar Committee.

On motion of Mr. Pritchett of Bertie, S. B. 125, a bill to be entitled An act to amend Chapter 270 of the Public Laws of North Carolina, Session 1915, relating to the practice of architecture, is taken from the table and placed on the Calendar.



On motion of Mr. Allen, Arch T., S. B. 305, a bill to be entitled An act to permit the Board of County Commissioners of Wake County to appropriate money to advertise Wake County, is taken from the Unfavorable Calendar and placed on the Calendar.

On motion of Mr. Ward, S. B. 280, a bill to be entitled An act to amend Chapter 185, Public Laws of 1911, entitled "An Act to prevent fraud on merchants," is taken from the Unfavorable Calendar and recommitted to the Committee on the Calendar.

#### HOUSE RESOLUTION

A House Resolution, offered by Mr. Kerr, entitled "A House Resolution expressing appreciation to Honorable Thad Eure, Secretary of State, for his assistance to the 1941 House," is adopted. (The complete text of the Resolution appears in the Appendix.)

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Taylor, for the Committee on Courts and Judicial Districts.

H. B. 481, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina as amended by Chapter 221 and as further amended by Chapter 419 Public Laws of 1931 so as to provide for additional terms of the Superior Court of Durham County in the Tenth Judicial District.

With a favorable report.

By Mr. Bryant, for the Committee on the Calendar.

H. B. 964, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes of 1919, as amended, to prohibit public drunkenness in Wayne County.

With a favorable report.

H. B. 900, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, relating to the creation, maintenance, and operation of sanitary districts, and prescribing the powers of such districts.

With a favorable report.

H. B. 961, a bill to be entitled An act to amend Section 130 of Chapter 291 of the Public Laws of 1935, relating to the powers of electric membership corporations.

With a favorable report.

H. B. 963, a bill to be entitled An act to regulate the sale of fortified or sweet wines in Pasquotank County.

With a favorable report.

H. B. 965, a bill to be entitled An act relating to the election of town officers in the Town of Edenton, in Chowan County.

With a favorable report.

S. B. 264, a bill to be entitled An act to empower the governing body of the City of Salisbury to relieve the Associate Reformed Presbyterian Church from paving assessments.

With a favorable report.

S. B. 272, a bill to be entitled an Act to amend the World War Veterans Loan Acts authorizing the investment of available funds by the Board of Advisers, with the approval of the Governor and Council of State.

With a favorable report.

S. B. 287, a bill to be entitled An act to amend Section 19 of the Consolidated Statutes, relating to the bonds of public administrators.

With a favorable report.

S. B. 290, a bill to be entitled An act to extend the jurisdiction of the Municipal Court of the Town of Clayton in Johnston County, and to prohibit the sale of wine, beer and other intoxicants within the corporate limits of said town or within a radius of one-half mile of said corporate limits.

With a favorable report.

S. R. 315, a joint resolution authorizing the Department of Conservation and Development to carry out the provisions of Chapter 388 of Public Laws of 1939 which provide for funds for the construction and equipment of a small-mouth bass fish hatchery and two sub-rearing stations and to provide for their operation and maintenance under the Department of Conservation and Development.

With a favorable report.

S. B. 330, a bill to be entitled An act to promote efficiency in the operation of the six months constitutional school term in Durham County by providing for supervision of instruction and/or otherwise providing for the professional improvement of teachers.

With a favorable report.

S. B. 327, a bill to be entitled An act to repeal Chapter 321 of the Public Laws of 1937 relating to the salary of the Commissioner of the World War Veterans Loan Fund.

With a favorable report.

S. B. 328, a bill to be entitled An act to authorize the Board of County Commissioners of Catawba County to pay compensation for injuries sustained by Howard A. Willis, deputy sheriff of said County.

With a favorable report.

S. B. 335, a bill to be entitled An act to amend Chapter 219 of the Public Laws of 1935 relating to the recordation of plats and sub-divisions and providing for the recording of same.

With a favorable report.

S. B. 337, a bill to be entitled An act to repeal H. B. 421, ratified March 4, 1941, entitled "An Act fixing the fees which may be charged by the Register of Deeds of Alleghany County."

With a favorable report.

H. B. 943, a bill to be entitled An act to provide for a referendum in Swain County on the question of the sale of wine, beer, and other beverages, enumerated in Article VI, Schedule "F" of Chapter 158 of the Public Laws of 1939.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

H. B. 360, a bill to be entitled An act to provide financial responsibility for operators of motor vehicles on the highways.

With a favorable report, as amended.



H. B. 962, a bill to be entitled An act to place the name of Mrs. Joanna Ward Kirby on the pension roll of Confederate veterans' widows of the State of North Carolina.

Reported without prejudice.

S. B. 93, a bill to be entitled An act to amend Chapter 425 of the Public Laws of 1937 and Chapter 276 of the Public Laws of 1939 with reference to inspection of gasoline, kerosene and other petroleum products.

With a favorable report, as amended.

S. B. 301, a bill to be entitled An act to amend Chapter 407 of the Public Laws of North Carolina, Regular Session of 1937 relating to the operation of pick-up trucks.

With a favorable report, as amended.

S. B. 302, a bill to be entitled An act to permit the Board of Commissioners of Lee County to regulate nuisances.

With an unfavorable report as to bill, favorable report as to Committee substitute.

S. B. 322, a bill to be entitled An act to amend Chapter 137 of the Public-Local Laws of 1935, fixing the salaries of the Clerk of the Superior Court and Deputy Clerk of the Superior Court of Franklin County.

With an unfavorable report as to bill, favorable report as to Committee substitute.

S. B. 338, a bill to be entitled An act to amend Chapter 107 of the Private Laws of 1931 and all acts amendatory thereof, relating to the City of High Point to permit absentee voting in primaries and general elections by citizens of the City of High Point who may be in military or naval service of the United States.

With an unfavorable report.

S. B. 266, a bill to be entitled An act to amend Chapter 400, Public Laws of 1933 relating to competitive bidding on public construction.

With an unfavorable report.

Committee substitute for S. B. 212, a bill to be entitled An act to amend Chapter 311 of the Public Laws of 1935 and Chapter 407 of the Public Laws of 1937, relating to the weight and load of motor vehicles.

With an unfavorable report.

H. B. 797, a bill to be entitled An act relating to the sale, control and licensing of the sale of appliances, drugs and medicinal preparations intended or having special utility for the prevention of venereal diseases.

With an unfavorable report.

H. B. 693, a bill to be entitled An act to authorize the use of official seals by Justices of the Peace in North Carolina.

With an unfavorable report.

By Mr. Bryant, for the Committee on Finance.

H. B. 490, a bill to be entitled An act to reenact Chapter 2 of the Public Laws of the State of North Carolina, Extra Session of 1938, authorizing counties, cities, towns and sanitary districts to issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment and extension of revenue producing undertakings.

With an unfavorable report.

H. B. 410, a bill to be entitled An act to prohibit the manufacture and sale of intoxicating liquors in North Carolina and to provide for a state-wide vote on

the proposition to prohibit the manufacture and sale of intoxicating liquors in North Carolina.

With an unfavorable report, with minority report attached.

Placed on the Calendar for consideration of minority report.

CONFERENCE REPORT ON SENATE BILL 41

*To the President of the Senate and Speaker of the House of Representatives:*

We, the undersigned Conferees on the part of the Senate and on the part of the House of Representatives, on S. B. 41, entitled "An Act to reduce the punishment for capital felonies from death to life imprisonment when recommended by the jury," agree and recommend as follows:

We recommend that the Senate concur in the House amendment.

Respectfully submitted,

HERBERT LEARY,  
E. C. BROOKS, JR.,  
J. HAMPTON PRICE,

*Conferees on the part of the Senate.*

W. I. HALSTEAD,  
O. L. RICHARDSON,  
IRVING CARLYLE,

*Conferees on the part of the House of Representatives.*

On motion of Mr. Halstead the conference report is adopted and the Senate is so notified to the end that if they adopt a similar report the Senate may order the bill enrolled.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 695, a bill to be entitled An act to amend Chapter 390 of the Public Laws of 1939 providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense.

For concurrence in the Senate amendment.

On motion of Mr. Bost the House fails to concur in the Senate amendment, and asks for the appointment of a Conference Committee.

Mr. Speaker Mull appoints as Conferees from the House Messrs. Pollard, Bost, Allen, Arch T., Stoney and Vogler.

H. B. 735, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, as follows: Section 19, relating to contractors and sub-contractors under the provision of the North Carolina Workmen's Compensation Act.

For concurrence in the Senate amendment.

On motion of Mr. Dobson the House concurs in the Senate amendment and the bill is ordered enrolled.

S. R. 342, a joint resolution authorizing the Governor to appoint a Commission to study the advisability of purchasing new furniture for the House and Senate Chambers, with the power to act.

Referred to Committee on the Calendar.

H. B. 872, a bill to be entitled An act to amend Chapter 89 of the Public Laws of 1931 to provide for the transfer to the Superior Court of all cases in the



County criminal court of Onslow County, when same is established, in which a jury trial is demanded.

For concurrence in the Senate amendment.

On motion of Mr. Kellum the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 909, a bill to be entitled An act to audit funds of Mitchell County.

For concurrence in the Senate amendment.

On motion of Mr. Hughes of Mitchell the House concurs in the Senate amendment and the bill is ordered enrolled.

Committee substitute for H. B. 101, a bill to be entitled An act to amend the Revenue Act of 1939 the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.

For concurrence in the Senate amendment.

On motion of Mr. Reynolds, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 19, a bill to be entitled An act to grant the right of eminent domain for the establishment of union bus stations.

For concurrence in the Senate amendment.

On motion of Mr. Vogler, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 73, a bill to be entitled An act to prevent the importation into North Carolina of any hog infected with hog cholera or other contagious or infectious hog disease or which comes from a state or territory in which hog cholera or other contagious or infectious disease is prevalent.

For concurrence in the Senate amendment.

On motion of Mr. Richardson, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 420, a bill to be entitled An act to amend Chapter 119 of the Public Laws of 1929, relative to the practice of barbering in North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Gobble, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 557, a bill to be entitled An act to amend Chapter 243 of the Public Laws of 1935, relating to adoption of minors.

For concurrence in the Senate amendment.

On motion of Mr. Richardson, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 786, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919 to change the terms of the Superior Court in certain counties.

For concurrence in the Senate amendment.

On motion of Mr. Taylor of Wayne, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 609, a bill to be entitled An act to adopt an official state flower for the State of North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Rogers of Polk, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 276, a bill to be entitled An act to provide a salary schedule for members of the State Highway Patrol and to make an additional appropriation for the support thereof.

Referred to the Committee on the Calendar.

S. B. 291, a bill to be entitled An act to provide for the regulation of aeronautics within North Carolina.

Referred to Committee on the Calendar.

S. B. 306, a bill to be entitled An act to authorize the Governor to appoint a commission to investigate the feasibility of establishing one or more farm-trade schools.

Referred to Committee on the Calendar.

S. B. 334, a bill to be entitled An act to validate the appointment of and conveyances to corporations as trustees in deeds of trust and their actions under such deeds of trust.

Referred to Committee on the Calendar.

S. B. 336, a bill to be entitled An act to ratify and to validate the proceedings of the Town of Bailey for the issuance of certain bonds of said Town and in the calling and holding of the election thereon.

Referred to Committee on the Calendar.

S. B. 343, a bill to be entitled An act to amend S. B. 150 relating to terms of the Superior Court of Rockingham County, ratified the fourth day of March, 1941.

Referred to Committee on the Calendar.

S. B. 344, a bill to be entitled An act to amend Chapter 4, Public-Local Laws of 1927, relating to the Sheriff's office in Buncombe County.

Referred to Committee on the Calendar.

S. B. 345, a bill to be entitled An act to amend Section 1387 of the Consolidated Statutes of 1919, as amended, to increase the term of office of the County Treasurer of Chowan County from two to four years, and to increase the salary of said officer.

Referred to Committee on the Calendar.

SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Report of the Conferees on S. B. 130 entitled "A bill to be entitled An act to define and establish the senatorial districts of the State, and to make the apportionment of the members of the Senate" to the end that when a similar action has been taken on the part of the House, we may order it enrolled.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

The House having previously adopted a similar report, the Senate is so notified to the end that they may order the bill enrolled.



SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

Pursuant to your notice that the House has failed to concur in the Senate amendment to H. B. 603, entitled "To place the Clerk of the Superior Court and the Register of Deeds of Washington County on a salary," and request for a conference, and the appointment of Conferees on the part of the House, the President has appointed as Conferees on the part of the Senate, Senators Horton and Fearing, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

Pursuant to your notice that the House has failed to concur in the Senate amendment to H. B. 695, entitled "To amend Chapter 390 of the Public Laws of 1939, providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense" and request for a conference, and the appointment of Conferees on the part of the House, the President has appointed as Conferees on the part of the Senate, Senators Stacy, White and Price, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

Pursuant to your notice that the House has failed to concur in the Senate amendment to H. B. 498, entitled "For the relief of potato farmers in this State," and request for a conference, and the appointment of Conferees on the part of the House, the President has appointed as Conferees on the part of the Senate, Senators Evans and Pittman of Greene, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the Conferees on S. B. 41 entitled, "To reduce the punishment for capital felonies from death to life

imprisonment when recommended by the jury," to the end that when a similar action has been taken on the part of the House, we may order the bill enrolled.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

The House having previously adopted a similar report the Senate is so notified to the end that they may order the bill enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 274, a bill to be entitled An act to repeal Chapter 356 of the Public-Local Laws of 1927 in so far as the same relates to the City of Henderson, North Carolina, and validating certain obligations of said City of Henderson.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Campen, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Morris, McEachern, McDougle, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: None.

S. B. 297, a bill to be entitled An act to authorize the County of Alamance to erect and equip a Public Hospital and to acquire a site therefor, if necessary, and to issue bonds therefor, and to authorize the levy and collection of an annual tax for the maintenance of such hospital.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Campen, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Morris, McEachern, McDougle, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay,



Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: None.

S. B. 299, a bill to be entitled An act to require land owners to maintain creek banks and channels in Federal Government malarial controlled projects in Rowan County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Campen, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: None.

S. B. 308, a bill to be entitled An act to ratify and validate the proceedings of the City of Charlotte for the issuance of bonds not exceeding \$60,000.00 in amount for airport purposes, the levy of annual tax to pay the principal and interest on such bonds and the calling of an election to be held thereon.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Campen, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: None.

S. B. 309, a bill to be entitled An act to extend the corporate limits of the City of Greenville in Pitt County, North Carolina.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Campen, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: None.

S. B. 311, a bill to be entitled An act authorizing issuance of bonds by Pender County for an addition or annex to the Courthouse in said County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Campen, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: None.

S. B. 323, a bill to be entitled An act authorizing and directing the County Commissioners of Wilkes County to make certain payments to election officials of Wilkes County.

On motion of Mr. Story the bill is laid on the table.

S. B. 278, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Campen, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie,



Moore of Jackson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: None.

H. B. 481, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina as amended by Chapter 221 and as further amended by Chapter 419 Public Laws of 1931 so as to provide for additional terms of the Superior Court of Durham County in the Tenth Judicial District.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 766, a bill to be entitled An act to promote the propagation of game and fish in Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 787, a bill to be entitled An act to make it unnecessary to register or record certain right-of-way easements in Carteret County.

On motion of Mr. Gibbs the Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 885, a bill to be entitled An act to amend Section 1608 (7) of the North Carolina Code of 1939 so as to empower the Board of Commissioners of Lee County, in their discretion, to appoint a Clerk of the County Court of Lee County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 937, a bill to be entitled An act to authorize the governing body of the Town of Jefferson in Ashe County, in its discretion to regulate or prohibit the sale of wine and beer within the incorporated limits of said Town.

On motion of Mr. Austin the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 930, a bill to be entitled An act to limit the maximum amount of auditing contracts in Hyde County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 960, a bill to be entitled An act fixing the term of office of the tax supervisor and tax collector for Haywood County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 305, a bill to be entitled An act to permit the Board of County Commissioners of Wake County to appropriate money to advertise Wake County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

On motion of Mr. Bryant the vote by which the bill passed its third reading is reconsidered and the bill is recommitted to the Calendar Committee.

On motion of Mr. Moore of Wilson the bill is taken from the Committee on the Calendar and placed on the Calendar.

S. B. 324, a bill to be entitled An act relating to the sales of tax liens on real property for delinquent taxes, in Wilkes County.

The bill fails to pass its second reading.

On motion of Mr. McLaughlin the vote by which the bill failed to pass its second reading is reconsidered.

Mr. Story offers an amendment.

On motion of Mr. McLaughlin the amendment is laid on the table.

The bill passes its second and third readings, and is ordered enrolled.

H. B. 869, a bill to be entitled An act to amend Chapter 155 of the Public Laws of 1935, relating to the regulation and control of the practice of photography.

On motion of Mr. Carlyle, consideration of the bill is postponed indefinitely.

S. B. 77, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1937, and Acts amendatory thereof, relating to the State Board of Examiners of Tile Contractors and the licensing of persons engaged in the tile contracting business.

Passes its third reading by the following vote and is ordered sent to the Senate for concurrence in House substitute bill.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Burgin, Burns, Burt, Campen, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Kerr, Kluttz, LeGrand, Mallonee, Moore of Davie, Moore of Jackson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Stone, Stoner, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Weeks, Williams, Withrow, Woods, Wooten, and Worthington—95.

Those voting in the negative are: None.

S. B. 128, a bill to be entitled An act to provide for and to regulate the incorporation of non-profit Hospital Service Corporations and to provide for the supervision and regulation of such corporations by the State Commissioner of Insurance.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of



Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

S. B. 144, a bill to be entitled An act to repeal Chapter 414 of the Public Laws of 1937, as amended by Chapter 389 of the Public Laws of 1939, providing a license or privilege tax on buyers of scrap or untied tobacco.

Passes its third reading by the following vote and is ordered enrolled:

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

S. B. 145, a bill to be entitled An act to amend Chapter 407 of the Public Laws of 1937 requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

Passes its third reading as amended, by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill,

Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

S. B. 237, a bill to be entitled An act to amend Section 5238 of the Consolidated Statutes of 1919, as amended, relating to Credit Unions.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

S. B. 259, a bill to be entitled An act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

S. B. 173, a bill to be entitled An act to amend Consolidated Statutes 5319, Volume 2, 1919, relating to the enforcement of the payment of the preliminary expenses in the establishment of drainage districts.



Mr. Underwood offers an amendment, which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

S. B. 184, a bill to be entitled An act to provide for the protection of the public by regulation of auction sales of articles containing hidden value.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Caveness, Cohoon, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Dobson, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Honeycutt, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Hutchins, Jarvis, Johnson, Kerr, Kluttz, LeGrand, Mallonee, Merritt, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, Moore of Wilson, Morris, McEachern, McDougale, McLaughlin, Norman, Palmer, Paschal, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Rudisill, Sellars, Senter, Sherrill, Stone, Stoney, Story, Taylor of Wayne, Thurston, Tonissen, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Ward, Watkins, Weeks, Williams, Withrow, Woods, Wooten and Worthington—108.

Those voting in the negative are: None.

H. B. 367, a bill to be entitled An act to provide for the transfer of shares of stock in corporations and to make uniform the law with reference thereto.

On motion of Mr. Pickens, the Committee amendment is adopted.

Passes its second and third readings, as amended and is ordered sent to the Senate without engrossment.

H. B. 415, a bill to be entitled An act to authorize and establish a county and district Agricultural and Industrial Fair Division in the Department of Agriculture.

On motion of Mr. Burgin, consideration of the bill is postponed indefinitely.

H. B. 732, a bill to be entitled An act to amend Chapter 409 of the Public Laws of 1937, as amended, relative to the hours of labor for employees engaged in the processing of, canning or packing fresh fruits or vegetables during certain periods.

On motion of Mr. Taylor of Wayne, the vote by which the Committee amendment was adopted is reconsidered, and the amendment is laid upon the table.

The bill passes its second reading.

Mr. Allsbrook objects to the third reading.

Mr. Taylor of Wayne moves that the rules be suspended and that the bill be placed on its third reading, which motion is adopted.

The bill passes its third reading and is ordered sent to the Senate without engrossment.

H. B. 768, a bill to be entitled An act to amend Section 3411 (L) of Volume 3 of the Consolidated Statutes of North Carolina as amended, relating to the disposition of liquor seized under search warrants.

Mr. Hughes of Davidson offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 861, a bill to be entitled An act to establish a conciliation service in the Department of Labor and for the mediation of labor disputes in North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 867, a bill to be entitled An act to amend Section 4152 of the Consolidated Statutes of North Carolina relating to the probate of wills of non-resident decedents.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 871, a bill to be entitled An act to amend Chapter 170, Public Laws of 1939, the same being An Act to regulate the publication of legal notices and other legal advertising.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. B. 83. An Act to amend Section 198 of the Consolidated Statutes of 1919 prohibiting certain public officers from practicing law.

S. B. 124. An Act to amend Sections 4251 and 4252 of Volume 1, of the Consolidated Statutes of 1919 relating to larceny and receiving stolen goods.

S. B. 140. An Act to authorize the incarceration of persons pending the determination of their insanity, when it shall appear by affidavit or otherwise that such person's condition endangers either himself or others.



S. B. 181. An Act to prohibit the sale of tickets to athletic contests at a price in excess of the price written or printed on such tickets.

S. B. 161. An Act to protect dogs from strychnine, other poisonous compounds and ground glass.

S. B. 195. An Act to provide for State cooperation with the Roanoke Island Historical Association, Incorporated.

S. B. 210. An Act to amend Chapter 302 of the Public Laws of 1933 to enlarge the definition of neighborhood public roads which the Highway and Public Works Commission is permitted to improve or repair.

S. B. 223. An Act relating to the restoration of rights of citizenship in involuntary manslaughter cases.

S. B. 230. An Act to amend Section 7064 of Volume 2 of the Consolidated Statutes of 1919, as amended, relating to the organization of County Boards of Health and providing compensation for the members of such boards.

S. B. 231. An Act to amend Chapter 124 of the Public Laws of 1939, relative to the State Commission for the Blind.

S. B. 178. An Act to amend Section 3332 of the Consolidated Statutes of North Carolina to validate the registration of certain deeds and other instruments.

S. B. 214. An Act to amend Chapter 244 of the Public Laws of 1919 to authorize cities to furnish fire protection within twelve miles of the city limits.

S. B. 235. An Act to amend Section 1443 of the Consolidated Statutes of 1919, as amended, relating to the terms of the Superior Court of Franklin County.

S. B. 244. An Act to validate the acts of J. Moir Hawkins, Justice of the Peace of Stokes County.

S. B. 246. An Act to amend Chapter 169, Public Laws of 1937 entitled An Act supplemental to and amending Chapter 422, Public Laws of 1935 and to provide free basal textbooks to the elementary school children of the State and to continue the rental system for high school books and supplementary readers.

S. B. 251. An Act to authorize the Board of Commissioners of Mecklenburg County to enter into agreements and to create liens for unpaid portion of the costs of terracing farm lands in Mecklenburg County.

S. B. 277. An Act to amend the Local Government Act, being Chapter 60 of the Public Laws of 1931, as amended.

S. B. 319. An Act to make the term of office of Register of Deeds of Transylvania County four years.

S. B. 332. An Act to amend Senate Bill No. 88, ratified on the 7th day of February, 1941, relative to the County Board of Health of Nash County.

H. B. 89. An Act to appropriate funds for the payment of a judgment in the case of Big Tom Wilson Mount Mitchell Motor Road Company, Incorporated, versus State of North Carolina Department of Conservation and Development.

H. B. 186. An Act to amend Section 1182 of the Consolidated Statutes with reference to the voluntary dissolution of corporations.

H. B. 195. An Act to amend Chapter 407, Public Laws of 1937, as to the definition of contract hauler vehicles.

H. B. 202. An Act to repeal Chapter 179 of the Public-Local Laws of 1939, relating to the dredging for oysters in Pamlico County.

H. B. 345. An Act to amend Section 3903 of the Consolidated Statutes of North Carolina relating to the fees of the Clerk of the Superior Court of Nash County.

H. B. 522. An Act providing for the control of certain species of birds and animals in Alleghany County.

H. B. 425. An Act to amend Chapter 1 Public Laws 1936, Extra Session, as amended, known as the Unemployment Compensation Law.

H. B. 473. An Act to amend Section 4746 and 4747 Consolidated Statutes of North Carolina relating to the sale of stock and poultry tonics.

H. B. 497. An Act to amend Chapter 358, Public Laws of North Carolina, Session 1939, relative to the division of debt service funds between County and City administrative units.

H. B. 538. An Act to provide for insurable interest as between stockholders, partners and others.

H. B. 571. An Act relating to foreclosure sales under deeds of trust.

H. B. 601. An Act to validate certain bonds heretofore issued by Franklin Township, Youngsville Township, and Louisburg Township, all in Franklin County, North Carolina.

H. B. 626. An Act to permit the destruction of surrendered bonds of a City or Town.

H. B. 633. An Act to amend H. B. 11, being the amendatory Revenue Act of 1941, and to provide for the printing in one compilation of the Revenue Act of 1939 and of the amendments and supplements thereto and of the Machinery Act of 1939 and of the amendments and supplements thereto.

H. B. 646. An Act to amend Chapter 135 of the Public Laws of 1935, relating to the taking of aquatic plant food and other waterfowl food growing in the waters of North Carolina.

H. B. 652. An Act to amend Section 4516 of Consolidated Statutes of North Carolina, as amended by Chapter 226, Public Laws of 1937 with reference to fees allowed counsel assigned to defendant in capital cases.

H. B. 702. An Act to extend the period during which counties, cities, towns, and sanitary districts may issue revenue bonds for the acquisition, construction, reconstruction, improvement, betterment, and extension of revenue, producing undertakings as authorized by Chapter 2 of the Public Laws of the State of North Carolina, Extra Session of 1938.

H. B. 724. An Act to regulate the fees and salaries of officers and jurors in Rutherford County.

H. B. 748. An Act to validate proceedings of the Board of County Commissioners of Madison County, North Carolina, for the authorization of bonds and bond anticipation notes in an amount of \$25,000.00 for the repair of the county jail, to validate the issuance of said bond anticipation notes, and to validate bonds to be issued pursuant to such proceedings.

H. H. 746. An Act to validate Chapter CXVI of the Private Laws of 1869 70, as amended, the same being An Act to incorporate the Town of Bakersville in Mitchell County; and to amend said Act in relation to certain officers of said town.

H. B. 750. An Act to amend Chapter 9 of the Private Laws of 1929 of North Carolina, enlarging the corporate limits of the Town of Canton.

H. B. 796. An Act to provide compensation for the members of the Welfare Board of Yadkin County.



H. B. 804. An Act to amend Chapter 343, Public Laws of 1929, relating to Domestic Relations Court, and to repeal Chapter 220, Public Laws of 1935, relating to Juvenile Court in Buncombe County.

H. B. 806. An Act to amend the Charter of the Town of Wilson, North Carolina to authorize the Town of Wilson, North Carolina to acquire and operate an airport.

H. B. 820. An Act to regulate payment of street and sidewalk assessments by churches in City of Salisbury, North Carolina.

H. B. 838. An Act to provide for an audit of the books of Avery County.

H. B. 855. An Act to amend Chapter 310 of the Public Laws of 1939, relating to the County Board of Equalization and Review; applicable to Mecklenburg County only.

H. B. 876. An Act to authorize the County Commissioners of Bladen County to employ additional deputy sheriffs in certain instances.

H. B. 858. An Act relative to elections in the Town of East Spencer, fixing dates for primary elections and time for filing notice of intention of becoming a candidate.

H. B. 870. An Act to repeal Sections 2482, 2483 and 2484 of Consolidated Statutes of North Carolina relating to prices to be charged by time merchants, in Greene County.

H. B. 879. An Act to amend Chapter 460 of the Public-Local Laws of 1931 relating to the Peace Officers' Relief Fund for the County of Pitt.

H. B. 881. An Act to amend Chapter 285 of the Public-Local Laws of 1921, relating to the compensation of certain officers in Stokes County.

H. B. 884. An Act to amend Section 4516 of the Consolidated Statutes relating to fees allowed to counsel assigned to defendants in capital cases.

H. B. 887. An Act to incorporate the Anson County Airport Commission.

H. B. 915. An Act to repeal H. B. No. 665 ratified the 10th day of March, 1941, relating to the consolidation of certain offices in Columbus County.

H. B. 921. An Act to amend Chapter 185 of the Private Laws of 1909, as amended, relating to the Charter of the Town of Kenly.

H. B. 922. An Act to amend Chapter 185 of the Public-Local Laws of 1939 relating to salaries of County officers of Carteret County.

H. B. 931. An Act to repeal Chapter 50, Private Laws of 1929, creating a Park Commission for the City of Raleigh.

H. B. 934. An Act to amend Section 1443 of the Consolidated Statutes, as amended, relating to the terms of court for Avery and Mitchell Counties.

On motion of Mr. Pickens, the House takes a recess until 4 p.m.

#### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

FRIDAY AFTERNOON, March 14, 1941.

Pursuant to its recess, the House meets with Mr. Speaker Mull presiding and resumes consideration of its business.

On motion of Mr. Abernathy of Nash, Dorothy Vogler, daughter of Representative Vogler of Mecklenburg County, is made an Honorary Page of the House.

On motion of Mr. Abernathy of Nash, H. B. 793, a bill to be entitled An act to authorize the regulation of unfair practices by handlers of farm products, is taken from the Unfavorable Calendar and placed on the Calendar.

On motion of Mr. Richardson, H. B. 513, a bill to be entitled An act to compensate Clerks of the Superior Court and inferior courts for making statistical reports in civil and criminal cases, is taken from the Unfavorable Calendar and recommitted to Calendar Committee.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their title, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Calendar.

H. B. 886, a bill to be entitled An act to amend Chapter 158, Public Laws of 1939, to regulate the issuance of licenses for the sale of beer or other alcoholic beverages in Anson County.

With a favorable report.

H. B. 901, a bill to be entitled An act to regulate the operation of filling stations and stores within one and one-half miles of Hollands Chapel Church in Honeycutts Township, Sampson County, on Sundays.

With a favorable report.

H. B. 891, a bill to be entitled An act to prohibit the operation of pool tables, to provide the punishment for public drunkenness, and to regulate the hours of the sale of gasoline and other articles of merchandise within two miles of Savannah Hill Free Will Baptist Church, in Sampson County.

With a favorable report.

S. B. 276, a bill to be entitled An act to provide a salary schedule for members of the State Highway Patrol and to make an additional appropriation for the support thereof.

With a favorable report.

S. B. 280, a bill to be entitled An act to amend Chapter 185, Public Laws of 1911, entitled, "An Act to prevent fraud on merchants."

With a favorable report.

S. B. 320, a bill to be entitled An act providing for a special tax levy in Transylvania County for special purposes.

With a favorable report.

S. B. 334, a bill to be entitled An act to validate the appointment of and conveyances to corporations as trustees in deeds of trust, and their actions under such deeds of trust.

With a favorable report.

S. B. 336, a bill to be entitled An act to ratify and to validate the proceedings of the Town of Bailey for the issuance of certain bonds of said Town and in the calling and holding of the election thereon.

With a favorable report.

S. B. 339, a bill to be entitled An act to amend Chapter 110 of the Public-Local and Private Laws of 1937, entitled, "An Act fixing the compensation of the members of the Board of Commissioners of Edgecombe County, North Carolina."

With a favorable report.



S. B. 343, a bill to be entitled An act to amend S. B. 150 relating to terms of the Superior Court of Rockingham County, ratified the 4th day of March, 1941.

With a favorable report.

S. B. 344, a bill to be entitled An act to amend Chapter 4, Public-Local Laws of 1927, relating to the Sheriff's office in Buncombe County.

With a favorable report.

S. B. 345, a bill to be entitled An act to amend Section 1387 of the Consolidated Statutes of 1919, as amended, to increase the term of office of the County Treasurer of Chowan County from two to four years, and to increase the salary of said officer.

With a favorable report.

S. B. 347, a bill to be entitled An act to amend H. B. 786 ratified at the 1941 General Assembly, which is entitled "a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919 to change the terms of Superior Court in certain counties."

With a favorable report.

H. B. 951, a bill to be entitled An act to make it unlawful to operate any place of business in Lillington Township and/or Duke Township, Harnett County, on Sunday between the hours of 10 A.M. and 12 noon.

With a favorable report.

S. B. 176, a bill to be entitled An act to prohibit the manufacture and sale of filled milk in North Carolina.

With a favorable report, as amended.

S. B. 291, a bill to be entitled An act to provide for the regulation of aeronautics within North Carolina.

With a favorable report, as amended.

S. B. 306, a bill to be entitled An act to authorize the Governor to appoint a Commission to investigate the feasibility of establishing one or more farm-trade schools.

With a favorable report, as amended.

H. B. 952, a bill to be entitled An act to amend H. B. 218, Public Laws of 1941, known as the North Carolina Unemployment Compensation Law, relating to disqualifications for benefits.

Reported without prejudice.

H. B. 857, a bill to be entitled An act to give the State Highway and Public Works Commission authority to establish building lines along certain State highways.

With an unfavorable report as to bill, favorable as to Committee substitute.

S. B. 200, a bill to be entitled An act to amend Chapter 229 of the Public Laws of 1935, relating to the operation and improvement of the electric power plant at Appalachian State Teachers College.

With an unfavorable report.

S. B. 245, a bill to be entitled An act to amend Section 6302 of the Consolidated Statutes 1919 relating to resident insurance agents.

With an unfavorable report.

S. R. 342, a joint resolution authorizing the Governor to appoint a Commission to study the advisability of purchasing new furniture for the House and Senate Chambers, with the power to act.

With an unfavorable report.

H. B. 550, a bill to be entitled An act to amend Consolidated Statutes 5249 of Volume 2, 1919, as amended relating to mutual associations so as to provide for the payment of a license tax in lieu of a corporate franchise tax.

With an unfavorable report.

H. B. 794, a bill to be entitled An act to repeal certain Public-Local Acts relating to bottoms which may be used for the propagation and cultivation of oysters and clams in Pamlico and Hyde Counties.

With an unfavorable report.

H. B. 795, a bill to be entitled An act to encourage the propagation and cultivation of oysters and clams by private enterprise.

With an unfavorable report.

H. B. 833, a bill to be entitled An act to amend Chapter 176, Public Laws 1931, now Consolidated Statutes 2776 (s) relating to municipalities.

With an unfavorable report.

H. B. 863, a bill to be entitled An act to amend Section 2438 of North Carolina Code of 1939 to extend the right of materialmen to file a lien.

With an unfavorable report.

#### CONFERENCE REPORT ON HOUSE BILL 603

*To the President of the Senate and Speaker of the House of Representatives:*

The undersigned Conferees, on the part of the Senate and House of Representatives, have met in conference and fully considered the Senate amendments to H. B. 603, entitled, "a bill to be entitled An act to place the Clerk of the Superior Court and the Register of Deeds of Washington County on a salary," have agreed and report as follows:

1. That the Senate recede from Section 1 of its amendment to H. B. 603.
2. That the House concur in Section 2 of the Senate amendment to H. B. 603.
3. That Senate recede from Section 3 of the Senate amendment to H. B. 603.
4. That the House concur in the Senate amendment designated as Section 5½ of the Senate amendment to H. B. 603.

Respectfully submitted,

HUGH HORTON,  
D. B. FEARING,

*Conferees on the part of the Senate.*

W. M. DARDEN,  
ROY L. DAVIS,  
L. McEACHERN,

*Conferees on the part of the House  
of Representatives.*

On motion of Mr. McEachern, the conference report is adopted, and the Senate is so notified to the end that if they adopt a similar report the House may order the bill enrolled.



## CONFERENCE REPORT ON H. B. 498

*To the President of the Senate and Speaker of the House of Representatives:*

The undersigned conferees on the part of the House and Senate on H. B. 498, entitled, "a bill to be entitled An act for the relief of potato farmers in this State," having taken under consideration the amendment offered to the House Bill by the Senate, agree and recommend the following:

That the Counties of Craven, Carteret, Onslow and Jones be stricken from the said Senate amendment, so that the said counties will come under the provisions of said bill. That the amendment offered by Senator Ballentine be accepted.

Respectfully submitted,

K. A. PITTMAN,  
MERRILL EVANS,

*Conferees on the part of the Senate.*

G. C. BOSWOOD,  
C. P. BANKS,  
H. S. GIBBS,

*Conferees on the part of the House  
of Representatives.*

On motion of Mr. Boswood the conference report is adopted, and the Senate is so notified to the end that if they adopt a similar report the House may order the bill enrolled.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 954, a bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Withrow, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 339, a bill to be entitled An act to amend Chapter 110 of the Public-Local and Private Laws of 1937 entitled, "An Act fixing the compensation of the members of the Board of Commissioners of Edgecombe County, North Carolina."

- Referred to Committee on Calendar.

H. B. 672, a bill to be entitled An act to authorize and require the State Highway and Public Works Commission to classify and establish a standard of salaries and wages for its employees and to put the same into effect, and providing for an increase in the salaries of employees receiving less than one hundred twenty-five dollars per month.

For concurrence in Senate amendment.

On motion of Mr. Bridger, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 675, a bill to be entitled An act relating to the operation of taxicabs in the municipalities of Richmond County.

For concurrence in Senate amendment.

On motion of Mr. Brown, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 666, a bill to be entitled An act to provide for the payment of salaries of teachers of vocational subjects of Columbus County.

For concurrence in Senate amendment.

On motion of Mr. Bridger, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 799, a bill to be entitled An act enabling the County of Carteret to establish an airport authority for the maintenance of airport facilities in the County of Carteret for the citizens of Beaufort, Morehead City, Carteret County and vicinity.

For concurrence in Senate amendment.

On motion of Mr. Gibbs, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 831, a bill to be entitled An act to amend Chapter 16, Private Laws of 1923, relating to the jurisdiction of the Police Court of the City of Asheville.

For concurrence in Senate amendment.

On motion of Mr. Reynolds, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 320, a bill to be entitled An act providing for a special tax levy in Transylvania County for special purposes.

Referred to Committee on Calendar.

S. B. 346, a bill to be entitled An act to authorize the listing of taxes in the Town of Blowing Rock during the months of January, February, March, April, and May.

Referred to Committee on Calendar.

S. B. 321, a bill to be entitled An act to authorize the Board of Commissioners of Gaston County to regulate foxes in said county.

Referred to Committee on Calendar.

S. B. 347, a bill to be entitled An act to amend H. B. 786 ratified at the 1941 General Assembly, which is entitled "a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of 1919 to change the terms of Superior Court in certain counties."

Referred to Committee on Calendar.

S. B. 348, a bill to be entitled An act to regulate and fix salaries for County Officers of Onslow County.

On motion of Mr. Kellum the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

H. B. 274, a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields.

For concurrence in Senate amendment.

On motion of Mr. Rogers of Polk the House fails to concur in the Senate amendment and asks for the appointment of a Conference Committee.

Mr. Speaker Mull appoints as Conferees from the House Messrs. Davis of Dare, Wallace of Lenoir, and McEachern, and the State is so notified.

H. B. 682, a bill to be entitled An act to correct an error in conveying the armory lot in Morganton, North Carolina, to the State of North Carolina, and



authorizing the reconveyance of said lot to the Town of Morganton and the County of Burke.

For concurrence in Senate amendment.

On motion of Mr. Stoney, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 835, a bill to be entitled An act to appoint certain members of the Board of Education of the respective counties of North Carolina, to fix their terms of office, and limit compensation at State expense.

For concurrence in Senate amendment.

On motion of Mr. Sherrill, the House fails to concur in the Senate amendment and asks that a Conference Committee be appointed.

Mr. Speaker Mull appoints as a Conference Committee on the part of the House, Messrs. Austin, Burgin and Wallace of Johnston, and the Senate is so notified.

SPECIAL MESSAGES

SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

Pursuant to your notice that the House has failed to concur in the Senate amendment to H. B. 835, entitled, "To appoint certain members of the Board of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense," and request for a Conference, and the appointment of Conferees on the part of the House, the President has appointed as Conferees on the part of the Senate, Senators Stacy and Alexander, to the end that the difference existing between the two Houses may be adjusted.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

Pursuant to your notice that the House failed to concur in the Senate amendment to H. B. 274, entitled, "to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields," and request for a conference and the appointment of Conferees on the part of the House, the President has appointed as Conferees on the part of the Senate, Senators Watson, Rowe and Whitaker, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the Conferees on H. B. 603,

entitled, "to place the Clerk of the Superior Court and the Register of Deeds of Washington County on a salary," to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

The House having previously adopted a similar report and being in receipt of the above information, orders the bill enrolled.

CONFERENCE REPORT ON H. B. 274

*To the President of the Senate and Speaker of the House of Representatives:*

The undersigned conferees, on the part of the Senate and House of Representatives, have met in conference and fully considered the Senate amendment to H. B. 274, entitled, "a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields," have agreed and report as follows:

1. That the Senate recede from its amendment to H. B. 274.

Respectfully submitted,

VAN P. WATSON,  
ROY ROWE,

*Conferees on the part of the Senate.*

F. E. WALLACE,  
LAURIE McEACHERN,  
ROY L. DAVIS,

*Conferees on the part of the House  
of Representatives.*

On motion of Mr. Wallace of Lenoir, the above report is adopted.

SENATE CHAMBER,  
March 14, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the Conferees on H. B. 274, entitled, "a bill to be entitled An act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment for negligently setting fire to woods and fields," to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

The House having previously adopted a similar report and being in receipt of the above information, orders the bill enrolled.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 963, a bill to be entitled An act to regulate the sale of fortified or sweet wines in Pasquotank County.

Mr. Abernathy of Nash offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 874, a bill to be entitled An act to amend Section 151 of Chapter 158 of the Public Laws of 1939, relating to the enforcement provisions of the tax on outdoor advertising.

Mr. Bryant offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 945, a bill to be entitled An act relating to the licensing of members of the State Board of Examiners of Plumbing and Heating Contractors.

On motion of Mr. Uzzell, consideration of the bill is postponed indefinitely.

H. B. 964, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes of 1919, as amended, to prohibit public drunkenness in Wayne County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 965, a bill to be entitled An act relating to the election of town officers in the Town of Edenton, in Chowan County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 290, a bill to be entitled An act to extend the jurisdiction of the Municipal Court of the Town of Clayton, in Johnston County, and to prohibit the sale of wine, beer and other intoxicants within the corporate limits of said town or within a radius of one-half mile of said corporate limits.

Passes its second and third readings, and is ordered enrolled.

House Committee substitute for S. B. 302, a bill to be entitled An act to permit the Board of Commissioners of Lee County to regulate nuisances.

On motion of Mr. Horner of Lee, the House Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate for concurrence in House substitute bill.

House Committee substitute for S. B. 322, a bill to be entitled An act to amend Chapter 137 of the Public-Local Laws of 1935, fixing the salaries of the Clerk of the Superior Court and Deputy Clerk of the Superior Court of Franklin County.

On motion of Mr. Kearney, the House Committee substitute bill is adopted.

Passes its second and third readings, and is ordered sent to the Senate for concurrence in House substitute bill.

S. B. 328, a bill to be entitled An act to authorize the Board of County Commissioners of Catawba County to pay compensation for injuries sustained by Howard A. Willis, Deputy Sheriff of said county.

Passes its second and third readings, and is ordered enrolled.

S. B. 339, a bill to be entitled An act to amend Chapter 110 of the Public-Local and Private Laws of 1937, entitled, "An Act fixing the compensation of

the members of the Board of Commissioners of Edgecombe County, North Carolina."

Passes its second and third readings, and is ordered enrolled.

S. B. 343, a bill to be entitled An act to amend S. B. 150, relating to terms of the Superior Court of Rockingham County, ratified the 4th day of March, 1941.

Passes its second and third readings, and is ordered enrolled.

H. B. 410, a bill to be entitled An act to prohibit the manufacture and sale of intoxicating liquors in North Carolina and to provide for a state-wide vote on the proposition to prohibit the manufacture and sale of intoxicating liquors in North Carolina.

Mr. Edwards of Swain moves that the minority report be adopted.

On motion of Mr. Ward, the motion of Mr. Edwards is laid on the table.

H. B. 875, a bill to be entitled An act to amend Consolidated Statutes 1744, Volume 3, 1924, as amended, relating to estates.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 900, a bill to be entitled An act to amend Chapter 100 of the Public Laws of 1927, relating to the creation, maintenance, and operation of sanitary districts, and prescribing the powers of such districts.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 961, a bill to be entitled An act to amend Section 130 of Chapter 291 of the Public Laws of 1935, relating to the powers of electric membership corporations.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 962, a bill to be entitled An act to place the name of Mrs. Joanna Ward Kirby on the Pension Roll of Confederate Veterans' widows of the State of North Carolina.

Several members offer amendments.

On motion of Mr. Moore of Wilson, the amendments are laid on the table.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 886, a bill to be entitled An act to amend Chapter 158, Public Laws of 1939, to regulate the issuance of licenses for the sale of beer or other alcoholic beverages in Anson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 901, a bill to be entitled An act to regulate the operation of filling stations and stores within one and one-half miles of Hollands Chapel Church in Honeycutts Township, Sampson County, on Sundays.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 149, a bill to be entitled An act to provide better educational advantages for members of the Indian race in Eastern North Carolina not otherwise provided for.

On motion of Mr. Bridger, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.



S. B. 182, a bill to be entitled An act to amend Chapter 87 of the Consolidated Statutes of North Carolina.

Passes its second and third readings, and is ordered enrolled.

Committee substitute for S. B. 183, a bill to be entitled An act to require proper tagging and branding of second-hand watches.

On motion of Mr. Jarvis, consideration of the bill is deferred until Saturday, March 15, 1941.

S. B. 187, a bill to be entitled An act to amend Consolidated Statutes 4689(a), 4689(b), 4689(c), and 4689(d), Volume 3, 1924, relating to the collection of agricultural statistics and reports in this State.

Passes its second and third readings, and is ordered enrolled.

S. B. 199, a bill to be entitled An act to amend Chapter 288 of the Public Laws of 1937, as amended, relative to the aid to dependent children Act.

Passes its second and third readings, and is ordered enrolled.

S. B. 228, a bill to be entitled An act to amend Chapter 179 of the Public Laws of 1933, as amended, relative to the practice of cosmetic art in North Carolina.

Passes its second and third readings, and is ordered enrolled.

S. B. 249, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933 as amended relating to the authority of the North Carolina State Bar.

Passes its second and third readings, and is ordered enrolled.

S. B. 272, a bill to be entitled An act to amend the World War Veterans Loan Acts authorizing the investment of available funds by the Board of Advisers, with the approval of the Governor and Council of State.

Passes its second and third readings, and is ordered enrolled.

S. B. 287, a bill to be entitled An act to amend Section 19 of the Consolidated Statutes, relating to the bonds of public administrators.

Passes its second and third readings, and is ordered enrolled.

S. R. 315, a joint resolution authorizing the Department of Conservation and Development to carry out the provisions of Chapter 388 of Public Laws of 1939 which provide for funds for the construction and equipment of a small-mouth bass fish hatchery and two sub-rearing stations and to provide for their operation and maintenance under the Department of Conservation and Development.

Mr. Allsbrook offers an amendment, which fails of adoption.

Mr. Stoney offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. R. 310, a joint resolution to pay the expenses of the Committee from the Senate and the House of Representatives visiting the State Hospital at Morganton.

Passes its second and third readings, and is ordered enrolled.

S. R. 284, a joint resolution providing for the appointment of a commission to study and make recommendations to the General Assembly with respect to a basic code of administrative procedure and to prescribe rules for review of the decisions of the administrative agencies.

Passes its second and third readings, and is ordered enrolled.

S. B. 93, a bill to be entitled An act to amend Chapter 425 of the Public Laws of 1937 and Chapter 276 of the Public Laws of 1939 with reference to the inspection of gasoline, kerosene and other petroleum products.

On motion of Mr. Bryant, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

On motion of Mr. Pritchett of Bertie, the House adjourns, and will meet tomorrow at 10 A.M.

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### FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,  
SATURDAY, March 15, 1941.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Mull.

Prayer by Alphonso Jordan, House Chaplain.

Mr. Richardson, for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Mull, Billy Horner, son of Representative Horner of Lee County, is made an honorary Page of the House.

On motion of Mr. Mull, Sallie Neal and Mary Lewis Kluttz, daughters of Representative Kluttz of Stanly County, are made Honorary Pageettes of the House.

On motion of Mr. Mull, Anna Boyce Winkler, Barbara Dean Winkler, and Linda Gordon Winkler, Daughters of Representative Winkler of Watauga County, are made Honorary Pageettes of the House.

On motion of Mr. Mull, Jane Rivers and Patsy McGuire of Watauga County, are made Honorary Pageettes of the House.

On motion of Mr. Jarvis, S. B. 266, a bill to be entitled An act to amend Chapter 400, Public Laws of 1933 relating to competitive bidding on public construction, is taken from the Unfavorable Calendar and recommitted to Calendar Committee.

On motion of Mr. Pearsall, H. B. 920, a bill to be entitled An act to amend Consolidated Statutes 6660, Volume 2, 1919, and Consolidated Statutes 6662, Volume 3, 1924, relating to the issuance and renewal of license by the State Board of Pharmacy, is taken from the Unfavorable Calendar and placed on the Calendar.

On motion of Mr. Vogler, H. B. 815, a bill to be entitled An act to authorize the Governor to allot funds from vocational educational appropriations for the purpose of establishing a textile training school in the Piedmont Section of North Carolina, is taken from the Unfavorable Calendar and placed on the Calendar.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Calendar.



H. B. 798, a bill to be entitled An act to amend Chapter 365 of the Public Laws of 1939, relating to the rates of public carriers.

With a favorable report.

S. B. 346, a bill to be entitled An act to authorize the listing of taxes in the Town of Blowing Rock during the months of January, February, March, April or May.

With a favorable report.

S. B. 266, a bill to be entitled An act to amend Chapter 400, Public Laws of 1933, relating to competitive bidding on public construction.

With a favorable report.

S. B. 321, bill to be entitled An act to authorize the Board of Commissioners of Gaston County to regulate foxes in said County.

With an unfavorable report.

#### CONFERENCE REPORT ON HOUSE BILL 695

*To the President of the Senate and Speaker of the House of Representatives:*

The undersigned Conferees on the part of the House and Senate on House Bill 695, entitled "A bill to be entitled An act to amend Chapter 390 of the Public Laws of 1939 providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense," have taken under consideration the amendments offered to the House Bill by the Senate and agree and recommend the following:

That the House concur in all the Senate amendments with the exception of the following:

(a) That the Senate recede from its position by striking out the words "and Cabarrus," appearing in the amendment sent forward by Senator Gregory.

(b) That the Senate recede from its position by striking out the word "Cumberland" in the amendment sent forward by Senators Pittman of Lee, Ballentine, Wilson of Davidson and Wilson of Randolph.

(c) That the Senate recede from its position by striking out the word "Burke" in the amendment sent forward by Senators Miller, Brooks, and Blythe.

Respectfully submitted,

H. E. STACY,  
J. HAMPTON PRICE,  
W. W. WHITE,

*Conferees on the part of the Senate.*

FORREST POLLARD,  
JAMES B. VOGLER,  
A. B. STONEY,  
E. T. BOST, JR.,  
ARCH T. ALLEN,

*Conferees on the part of the House  
of Representatives.*

On motion of Mr. Allen, Arch T., the above report is adopted, and the Senate is so notified to the end that if they adopt a similar report the House may order the bill enrolled.

## CONFERENCE REPORT ON HOUSE BILL 835

*To the President of the Senate and Speaker of the House of Representatives:*

The Committee on Conferees on H. B. Number 835, entitled "A bill to be entitled An Act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense," beg leave to report that they have agreed as follows:

1. That we recommend that the House concur in all the Senate amendments with the exception of the Calendar Committee amendment reading as follows:

"Amend by striking out in lines 67, 68 and 69 of Section 1 after the word 'Graham' and before the word 'Charlie' the following words:

"Roy D. Millsaps, Patton Phillips, each for a term of six years; W. D. Walker, Ray Parson, each for a term of four years,'" and as to that Committee amendment we do recommend that the Senate recede from its position.

Respectfully submitted,

H. E. STACY,  
OTTO ALEXANDER,

*Conferees on the part of the Senate.*

W. B. AUSTIN,  
L. L. BURGIN,  
LAWRENCE H. WALLACE,

*Conferees on the part of the House  
of Representatives.*

On motion of Mr. Austin, the report is adopted, and the Senate is so notified to the end that if they adopt a similar report the House may order the bill enrolled.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Senate Committee substitute for H. B. 680, a bill to be entitled An act to amend S. B. 133, Chapter 242, Public Laws of 1937, in regard to World War orphans.

On motion of Mr. Ward, the Senate Committee substitute bill is adopted.

Passes its second and third readings, and the bill is ordered enrolled.

S. R. 352, a joint resolution by the General Assembly of North Carolina providing for adjournment on March 15, 1941.

On motion of Mr. Bryant, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and the bill is ordered enrolled.

H. B. 861, a bill to be entitled An act to establish a conciliation service in the Department of Labor and for the mediation of labor disputes in North Carolina.

For concurrence in Senate amendment.

On motion of Mr. Allsbrook, the House concurs in the Senate amendment and the bill is ordered enrolled.



H. B. 236, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, known as the North Carolina Workmen's Compensation Act, to allow injured employees to institute civil action for recovery of compensation awarded by the Industrial Commission and have in such action advantage of ancillary remedies provided by law.

For concurrence in Senate amendment.

On motion of Mr. Fouts, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 350, a bill to be entitled An act to regulate the fees of the Register of Deeds of Alleghany County.

On motion of Mr. Bryant, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and the bill is ordered enrolled.

#### SPECIAL MESSAGES

SENATE CHAMBER,  
March 15, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the Conferees on H. B. No. 695 entitled, "To amend Chapter 390 of the Public Laws of 1939 providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expenses," to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

The House having previously adopted a similar report and being in receipt of the above information, orders the bill enrolled.

SENATE CHAMBER,  
March 15, 1941.

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the Conferees on H. B. No. 835, entitled, "To appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense," to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

The House having previously adopted a similar report and being in receipt of the above information, orders the bill enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 320, a bill to be entitled An act providing for a special tax levy in Transylvania County for special purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Woods, Wooten, and Worthington—93.

Those voting in the negative are: None.

S. B. 336, a bill to be entitled An act to ratify and to validate the proceedings of the Town of Bailey for the issuance of certain bonds of said Town and in calling and holding of the election thereon.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McEachern, McDougale, McGowan, McLaughlin, Norman, Palmer, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Woods, Wooten, and Worthington—93.

Those voting in the negative are: None.

H. B. 891, a bill to be entitled An act to prohibit the operation of pool tables, to provide the punishment for public drunkenness, and to regulate the hours of the sale of gasoline and other merchandise within two miles of Savannah Hill Free Will Baptist Church, in Sampson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.



Committee substitute for H. B. 943, a bill to be entitled An act to provide for a referendum in Swain County on the question of the sale of wine, beer and other beverages enumerated in Article VI, Schedule "F," of Chapter 158 of the Public Laws of 1939.

On motion of Mr. Edwards of Swain, the Committee substitute bill is adopted. Mr. Edwards of Swain offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 951, a bill to be entitled An act to make it unlawful to operate any place of business in Lillington Township and/or Duke Township, Harnett County, on Sunday between the hours of 10 A.M. and 12 Noon.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 952, a bill to be entitled An act to amend H. B. 218, Public Laws of 1941, known as the North Carolina Compensation Law, relating to disqualifications for benefits.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 264, a bill to be entitled An act to empower the governing body of the City of Salisbury to relieve the Associate Reformed Presbyterian Church from paving assessments.

On motion of Mr. Bryant, consideration of the bill is postponed indefinitely.

S. B. 305, a bill to be entitled An act to permit the Board of County Commissioners of Wake County to appropriate money to advertise Wake County.

Passes its second and third readings, and is ordered enrolled.

S. B. 306, a bill to be entitled An act to authorize the Governor to appoint a Commission to investigate the feasibility of establishing one or more Farm-Trade Schools.

An amendment offered by the Committee is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 334, a bill to be entitled An act to validate the appointment of and conveyances to corporations as trustees in deeds of trust, and their actions under such deeds of trust.

Passes its second and third readings, and is ordered enrolled.

S. B. 335, a bill to be entitled An act to amend Chapter 219 of the Public Laws of 1935 relating to the recordation of plats and sub-divisions and providing for the recording of same.

Passes its second and third readings, and is ordered enrolled.

S. B. 330, a bill to be entitled An act to promote efficiency in the operation of the six months constitutional school term in Durham County by providing for supervision of instruction and/or otherwise providing for the professional improvement of teachers.

Passes its second and third readings, and is ordered enrolled.

S. B. 337, a bill to be entitled An act to repeal H. B. No. 421, ratified March 4, 1941, entitled "An Act fixing the fees which may be charged by the Register of Deeds of Alleghany County."

Passes its second and third readings, and is ordered enrolled.

S. B. 344, a bill to be entitled An act to amend Chapter 4, Public-Local Laws of 1927, relating to the Sheriff's office in Buncombe County.

Passes its second and third readings, and is ordered enrolled.

S. B. 345, a bill to be entitled An act to amend Section 1387 of the Consolidated Statutes of 1919, as amended, to increase the term of office of the County Treasurer of Chowan County from two to four years, and to increase the salary of said officer.

Passes its second and third readings, and is ordered enrolled.

S. B. 346, a bill to be entitled An act to authorize the listing of taxes in the Town of Blowing Rock during the months of January, February, March, April, or May.

Passes its second and third readings, and is ordered enrolled.

S. B. 173, a bill to be entitled An act to amend Consolidated Statutes 5319, Volume 2, 1919, relating to the enforcement of the payment of the preliminary expenses in the establishment of drainage districts.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burns, Burt, Campen, Carlyle, Cohoon, Crawford, Darden, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Edwards of Swain, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Hatch, Horner of Granville, Horner of Lee, Hughes of Davidson, Hughes of Mitchell, Jarvis, Johnson, Kellum, Kerr, Kluttz, LeGrand, Moore of Davie, Moore of Guilford, Moore of Jackson, Moore of Scotland, McEachern, McDougle, McGowan, McLaughlin, Norman, Palmer, Pearsall, Pickens, Pitman of Avery, Pitman of Robeson, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Rabb, Ramsay, Reynolds, Richardson, Rogers of Macon, Rogers of Polk, Ross, Sellars, Senter, Stone, Stoney, Story, Taylor of Stokes, Taylor of Wayne, Umstead, Underwood, Uzzell, Vogler, Wallace of Johnston, Wallace of Lenoir, Watkins, Whitener, Woods, Wooten, and Worthington—93.

Those voting in the negative are: None.

S. B. 184, a bill to be entitled An act to provide for the protection of the public by regulation of auction sales of articles containing hidden value.

Mr. Worthington offers an amendment, which is adopted.

Passes its third reading by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Messrs. Abernathy of Nash, Allen, Arch T., Allen, J. Leroy, Allsbrook, Austin, Banks, Benton, Blalock, Bost, Boswood, Bridger, Brown, Bryant, Burgin, Burt, Campen, Carlyle, Caveness, Cook, Crawford, Davis of Dare, Davis of Hyde, Delamar, Edwards of Alleghany, Edwards of Beaufort, Edwards of Greene, Ellenor, Everett, Fouts, Fulghum, Galloway, Garrett, Gass, Gibbs, Gobble, Griffin, Halstead, Harris, Honeycutt, Horner of Granville, Horner of Lee, Jarvis, Johnson, Kearney, Kerr, Kluttz, Moore of Davie, Moore of Guilford, Moore of Wilson, Morris, McGowan, McLaughlin, Palmer, Pearsall, Penland, Pickens, Pitman of Avery, Pitman of Robeson, Pollard, Poole, Pritchett of Bertie, Pritchett of Caldwell, Quinn, Reynolds, Rogers of Macon, Rogers of Polk, Rudisill, Sellars, Story, Stone,



Taylor of Wayne, Thurston, Vogler, Wallace of Johnston, Watkins, Weeks, Whitener, Williams, Winkler, Woods, and Worthington—81.

Those voting in the negative are: Messrs. Burns, Edwards of Swain, Hatch, LeGrand, Ramsay, Richardson, Umstead, Underwood, Uzzell, Withrow, and Wooten—11.

H. B. 341, a bill to be entitled An act to provide better educational advantages for members of the Indian Race in Eastern North Carolina not otherwise provided for.

On motion of Mr. Kerr, consideration of the bill is postponed indefinitely.

H. B. 513, a bill to be entitled An act to compensate Clerks of the Superior Court and inferior courts for making statistical reports in civil and criminal cases.

Mr. Richardson offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

Committee substitute for H. B. 826, a bill to be entitled An act to authorize the Governor of the State of North Carolina to provide funds for the operation of the marketing division of the Department of Agriculture in case of an emergency.

On motion of Mr. Burgin, the Committee substitute bill is adopted.

Mr. Pickens offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 793, a bill to be entitled An act to authorize the regulation of unfair practices by handlers of farm products.

Mr. Taylor of Wayne offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 857, a bill to be entitled An act to give the State Highway and Public Works Commission authority to establish building lines along certain State highways.

On motion of Mr. Bryant, the Committee substitute bill is adopted.

Mr. Bryant offers an amendment, which is adopted.

On motion of Mr. Edwards of Alleghany, the bill is laid on the Table.

H. B. 798, a bill to be entitled An act to amend Chapter 365 of the Public Laws of 1939, relating to the rates of public carriers.

Mr. Uzzell offers an amendment, which is adopted.

The bill fails to pass its second reading.

H. B. 815, a bill to be entitled An act to authorize the Governor to allot funds from vocational educational appropriations for the purpose of establishing a textile training school in the Piedmont Section of North Carolina.

Mr. Vogler offers an amendment, which is adopted.

Passes its second reading, as amended.

Mr. Pickens objects to the third reading.

On motion of Mr. Ward, the rules are suspended and the bill is placed on its third reading.

Passes its third reading, as amended, and is ordered sent to the Senate without engrossment.

H. B. 920, a bill to be entitled An act to amend Consolidated Statutes 6660, Volume 2, 1919, and Consolidated Statutes 6662, Volume 3, 1924, relating to the issuance and renewal of license by the State Board of Pharmacy.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 125, a bill to be entitled An act to amend Chapter 270 of the Public Laws of North Carolina, Session of 1915, relating to the practice of architecture.

Mr. Pritchett of Bertie offers an amendment, which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 176, a bill to be entitled An act to prohibit the manufacture and sale of filled milk in North Carolina.

Mr. Vogler offers an amendment, which is adopted.

Mr. Everett offers an amendment.

On motion of Mr. Underwood the bill and all its amendments are laid on the table.

S. B. 183, a bill to be entitled An act to require proper tagging and branding of secondhand watches.

Passes its second and third readings, and is ordered enrolled.

S. B. 278, a bill to be entitled An act providing for an extension of the corporate limits of the City of Raleigh.

On motion of Mr. Allen, Arch T., consideration of the bill is postponed indefinitely.

S. B. 280, a bill to be entitled An act to amend Chapter 185, Public Laws of 1911, entitled "An Act to prevent fraud on merchants."

Passes its second and third readings, and is ordered enrolled.

S. B. 266, a bill to be entitled An act to amend Chapter 400, Public Laws of 1933, relating to competitive bidding on public construction.

Several members offer amendments, which are adopted.

On motion of Mr. Pickens, the bill is laid on the Table.

S. B. 276, a bill to be entitled An act to provide a salary schedule for members of the State Highway Patrol and to make an additional appropriation for the support thereof.

Passes its second and third readings, and is ordered enrolled.

S. B. 301, a bill to be entitled An act to amend Chapter 407 of the Public Laws of North Carolina, Regular Session of 1937, relating to the operation of pick-up trucks.

On motion of Mr. Bryant, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 291, a bill to be entitled An act to provide for the regulation of aeronautics within North Carolina.

An amendment offered by the Committee is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 327, a bill to be entitled An act to repeal Chapter 321 of the Public Laws of 1937, relating to the salary of the Commissioner of the World War Veterans Loan Fund.

Mr. Bryant offers an amendment, which is adopted.



Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 347, a bill to be entitled An act to amend H. B. No. 786 ratified at the 1941 General Assembly, which is entitled "A bill to be entitled An Act to amend Section 1443 of the Consolidated Statutes of 1919 to change the terms of Superior Court in certain Counties.

Passes its second and third readings, and is ordered enrolled.

H. B. 360, a bill to be entitled An act to provide responsibility for operators of motor vehicles on the highways.

On motion of Mr. Jarvis, consideration of the bill is postponed indefinitely.

On motion of Mr. Ward, the House takes a recess until 4 o'clock, P.M.

### AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,

SATURDAY AFTERNOON, March 15, 1941.

The House meets pursuant to its recess with Mr. Speaker Mull presiding and resumes consideration of its business.

### INTRODUCTION OF BILLS AND RESOLUTIONS

On motion of Mr. Stone, the rules are suspended, and the following bill is introduced, read the first time and disposed of as follows:

By Mr. Stone: H. B. 966, a bill to be entitled An act to amend Chapter 99 of the Public Laws of 1941, being entitled "An Act to amend the motor vehicle law relating to out of State motor vehicles."

On motion of Mr. Stone, the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 313, a bill to be entitled An act to purchase heavy duty scale equipment.

- Referred to Committee on Appropriations.

Mr. Bryant moves that the rules be suspended and the bill be placed on its immediate passage, which motion fails of adoption.

### SPECIAL MESSAGE

SENATE CHAMBER,

March 15, 1941.

*Mr. Speaker:*

It is ordered that a message be sent to your Honorable Body with the information that the Senate has adopted the Report of the Conferees on H. B. 498 entitled, "A bill to be entitled An act for the relief of potato farmers in

this State," to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

S. RAY BYERLY,

*Principal Clerk.*

The House having previously adopted a similar report and being in receipt of the above information orders the bill enrolled.

On motion of Mr. Ward, the House takes a recess until 8:00 P.M.

#### NIGHT SESSION

HOUSE OF REPRESENTATIVES,

SATURDAY NIGHT, March 15, 1941.

Pursuant to its recess, the House meets with Mr. Speaker Mull presiding and resumes consideration of its business.

On motion of Mr. Jarvis, William Dortch Langston, Jr. of Wake County, is made an Honorary Page of the House.

On motion of Mr. Allen, Arch T., Mabel Penny of Wake County is made an Honorary Page of the House.

On motion of Mr. Stone, Honorable E. B. Denny of Gaston County, Chairman, Democratic Executive Committee, State of North Carolina and Honorable Oscar Pitts of Catawba County, Superintendent of Prisons, State of North Carolina, are made Honorary Pages of the House. These Commissions limited to the carrying of messages between the Governor's office and General Assembly.

#### ENROLLED BILLS

Mr. Penland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 47. An Act to provide for an appropriation of State funds for the maintenance and improvement of highways in cities and towns.

S. B. 65. An Act to amend Chapter 314 of the Public Laws of 1939, relative to physical examination before issuance of license to marry.

S. B. 77. An Act to amend Chapter 86 of the Public Laws of 1937, and Act amendatory thereof, relating to the State Board of Examiners of Tile Contractors and the licensing of persons engaged in the tile contracting business.

S. B. 93. An Act to amend Chapter 425 of the Public Laws of 1937 and Chapter 276 of the Public Laws of 1939, with reference to the inspection of gasoline, kerosene and other petroleum products.

S. B. 106. An Act to provide for an adequate time in which to market agricultural products by exempting the same from taxation for the year following the year in which grown.

S. B. 108. An Act to amend Section 33 of Chapter 164, Public Laws of 1929, as amended, relating to hours during which polls shall remain open in primaries and elections.

S. B. 111. An Act to amend Chapter 337 of the Public Laws of North Carolina, Regular Session, 1937, relating to examination of domestic servants.



S. B. 117. An Act to provide for the care, operation and maintenance of the public buildings and grounds of the State.

S. B. 130. An Act to define and establish the Senatorial Districts of the State, and to make the apportionment of the members of the Senate.

S. B. 136. An Act to provide for the warehousing of other agricultural commodities as well as cotton in the warehouses established under Article 18 of Chapter 84 of Volume 3 of the Consolidated Statutes and to guarantee warehouse receipts issued for such commodities.

S. B. 139. An Act to amend Section 2304 (b) of Volume 3 of the Consolidated Statutes of North Carolina, to permit examinations of alleged inebriates upon the petition of two citizens of the county where such alleged inebriate resides.

S. B. 144. An Act to repeal Chapter 414 of the Public Laws of 1937 as amended by Chapter 389 of the Public Laws of 1939, providing a license or privilege tax on buyers of scrap or untied tobacco.

S. B. 116. An Act to provide a Memorials Commission in and for the State of North Carolina.

S. B. 125. An Act to amend Chapter 270 of the Public Laws of North Carolina, Session of 1915, relating to the practice of architecture.

S. B. 149. An Act to provide better educational advantages for members of the Indian Race in Eastern North Carolina not otherwise provided for.

S. B. 173. An Act to amend Consolidated Statutes 5319, Volume 2, 1919, relating to the enforcement of the payment of the preliminary expenses in the establishment of Drainage Districts.

S. B. 184. An Act to provide for the protection of the public by regulation of auction sales of articles containing hidden value.

S. B. 187. An Act to amend Consolidated Statutes 4689 (a), 4689 (b), 4689 (c), and 4689 (d), Volume 3, 1924, relating to the collection of agricultural statistics and reports in this State.

S. B. 128. An Act to provide for and to regulate the incorporation of non-profit hospital service corporations and to provide for the supervision and regulation of such corporations by the State Commissioner of Insurance.

S. B. 183. An Act to require proper tagging and branding of secondhand watches.

S. B. 305. An Act to permit the Board of County Commissioners of Wake County to appropriate money to advertise Wake County.

S. B. 309. An Act to extend the corporate limits of the City of Greenville in Pitt County, North Carolina.

S. B. 334. An Act to validate the appointment of and conveyances to corporations as trustees in deeds of trust, and their actions under such deeds of trust.

H. B. 101. An Act to amend the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of 1939, prohibiting the sale of fortified wines in dry counties.

H. B. 265. An Act to appropriate the sum of \$10,000.00 to be used by the Department of Conservation and Development in repairing, reconstructing or building a spillway at the mouth of Waccamaw River in Columbus County.

S. B. 145. An Act to amend Chapter 407 of the Public Laws of 1937, requiring the registration of motor vehicles and requiring the payment of fees thereon, etc.

S. B. 164. An Act to promote the sanitation of bus stations in North Carolina.

S. B. 179. An Act to validate the registration of certain deeds and other instruments.

S. B. 182. An Act to amend Chapter 87 of the Consolidated Statutes of North Carolina.

S. B. 185. An Act to amend Section 22 and Section 25 of Chapter 486 of the Public Laws of 1935 relative to game laws.

S. B. 194. An Act to amend Chapter 465 of the Public-Local Laws of 1939, relating to officers' fees in connection with the enforcement of the State liquor laws in Stokes County.

S. B. 199. An Act to amend Chapter 288 of the Public Laws of 1937, as amended, relative to the Aid to Dependent Children Act.

S. B. 204. An Act to validate certain acts of Notaries Public in the State of North Carolina.

S. R. 159. A joint resolution to provide for a Commission on Recodification of the North Carolina Statutes.

S. R. 284. A joint resolution providing for the appointment of a Commission to study and make recommendations to the General Assembly with respect to a basic code of administrative procedure and to prescribe rules for review of the decisions of the administrative agencies.

S. R. 310. A joint resolution to pay the expenses of the Committee from the Senate and the House of Representatives visiting the State Hospital at Morganton.

S. R. 352. Joint resolution by the General Assembly of North Carolina providing for adjournment on March 15th, 1941.

S. B. 21. An Act to amend Chapter 358 of the Public Laws of 1939, relating to the use and operation of State owned school buses.

S. B. 41. An Act to reduce the punishment for capital felonies from death to life imprisonment when recommended by the jury.

S. B. 43. An Act to authorize and direct the Board of Public Buildings and Grounds to install an elevator or escalator in the State Capitol building.

S. B. 162. An Act to empower municipalities and other political subdivisions of the State of North Carolina to promulgate, administer, and enforce airport zoning regulations limiting the height of structures and objects of natural growth, and otherwise regulating the use of property, in the vicinity of airports.

H. B. 321. An Act to provide for the creation and operation of limited partnerships and to make uniform the law with relation thereto.

H. B. 495. An Act to amend Chapter 324, Public Laws of 1933, known as "The North Carolina Fertilizer Law of 1933," as amended.

H. B. 514. An Act to turn over certain records and funds of the State Emergency Relief Administration to the North Carolina Historical Commission.

H. B. 634. An Act for the preservation and conservation of wild plants.

S. B. 228. An Act to amend Chapter 179 of the Public Laws of 1933, as amended, relative to the practice of cosmetic art in North Carolina.

S. B. 237. An Act to amend Section 5238 of the Consolidated Statutes of 1919, as amended, relating to credit unions.



S. B. 238. An Act to amend Section 5214 of Volume 2 of the Consolidated Statutes of 1919 relating to credit unions.

S. B. 247. An Act to define the name "scale mechanic" and to provide for their registration.

S. B. 250. An Act to provide the form of certificate for the acknowledgment of an instrument which purports to be signed by a person acting under the authority granted by the execution of a power of attorney to such person.

S. B. 252. An Act to further amend Chapter 242 of the Public Laws of 1937, as amended, relating to benefits to children of World War Veterans.

S. B. 259. An Act to authorize the issuance of bonds and notes of the State for the construction of a building and improvements at North Carolina State College of Agriculture and Engineering.

S. B. 249. An Act to amend Chapter 210 of the Public Laws of 1933 as amended relating to the authority of the North Carolina State Bar.

S. B. 276. An Act to provide a salary schedule for members of the State Highway Patrol and to make an additional appropriation for the support thereof.

S. B. 291. An Act to provide for the regulation of aeronautics within North Carolina.

S. B. 295. An Act to permit absentee voting in primaries by citizens of North Carolina who may be in military or naval service of the United States.

S. B. 301. An Act to amend Chapter 407 of the Public Laws of North Carolina, Regular Session of 1937 relating to the operation of pick-up trucks.

S. B. 306. An Act to authorize the Governor to appoint a Commission to investigate the feasibility of establishing one or more farm trade schools.

S. B. 261. An Act to provide relief for Mrs. Love B. Gilmer, widow of former Attorney General Robert D. Gilmer.

S. B. 267. An Act to amend Chapter 190 of the Public Laws of 1921, as amended, and Chapter 306 of the Public Laws of 1925, as amended, to increase the membership of the Board of Trustees of the Morrison Training School from eight to ten.

S. B. 272. An Act to amend the World War Veterans Loan Acts authorizing the investment of available funds by the Board of Advisers, with the approval of the Governor and Council of State.

S. B. 274. An Act to repeal Chapter 356 of the Public-Local Laws of 1927 in so far as the same relates to the City of Henderson, North Carolina, and validating certain obligations of said City of Henderson.

S. B. 280. An Act to amend Chapter 185, Public Laws of 1911, entitled "An Act to prevent fraud on merchants."

S. B. 287. An Act to amend Section 19 of the Consolidated Statutes, relating to the bonds of public administrators.

S. B. 290. An Act to extend the jurisdiction of the Municipal Court of the Town of Clayton, in Johnston County, and to prohibit the sale of wine, beer and other intoxicants within the corporate limits of said Town or within a radius of one half mile of said corporate limits.

S. B. 296. An Act to amend Section 5 of Chapter 159 Public Laws of 1939 relating to the acknowledgment of signatures in certificates supporting absentee ballots.

S. B. 297. An Act to authorize the County of Alamance to erect and equip a public hospital and to acquire a site therefor, if necessary, and to issue

bonds therefor, and to authorize the levy and collection of an annual tax for the maintenance of such hospital.

S. B. 299. An Act to require land owners to maintain creek banks and channels in Federal Government malarial controlled projects in Rowan County.

S. B. 302. An Act to permit the Board of Commissioners of Lee County to regulate nuisances.

S. B. 303. An Act to amend Chapter 384 of the Public-Local Laws of Regular Session of 1939 relating to expenditures for law enforcement in Lee County.

S. B. 304. An Act to amend Chapter 548 of the Public-Local Laws of 1933 so as to provide that High Point Township shall have seven Justices of the Peace until the next general election, and thereafter limited to six.

S. B. 308. An Act to ratify and validate the proceedings of the City of Charlotte for the issuance of bonds not exceeding \$60,000.00 in amount for airport purposes, the levy of annual tax to pay the principal and interest on such bonds and the calling of an election to be held thereon.

S. B. 311. An Act authorizing issuance of bonds by Pender County for an addition or annex to the courthouse in said County.

S. B. 318. An Act to extend the term of office of certain county officials of Transylvania County.

S. B. 322. An Act fixing the salary of the Clerk of the Superior Court of Franklin County.

S. B. 324. An Act relating to the sales of tax liens on real property for delinquent taxes, in Wilkes County.

S. B. 328. An Act to authorize the Board of County Commissioners of Catawba County to pay compensation for injuries sustained by Howard A. Willis, Deputy Sheriff of said county.

S. B. 327. An Act to repeal Chapter 321 of the Public Laws of 1937, relating to the salary of the Commissioner of the World War Veterans Loan Fund.

S. B. 330. An Act to promote efficiency in the operation of the six months Constitutional school term in Durham County by providing for the supervision of instruction and/or otherwise providing for the professional improvement of teachers.

S. B. 345. An Act to amend Section 1387 of the Consolidated Statutes of 1919, as amended, to increase the term of office of the County Treasurer of Chowan County from two to four years, and to increase the salary of said officer.

S. B. 347. An Act to amend H. B. 786 ratified at the 1941 General Assembly, which is entitled "A bill to be entitled An Act to amend Section 1443 of the Consolidated Statutes of 1919 to change the terms of Superior Court in certain counties."

S. B. 331. An Act to validate the purchase of real property jointly by the City of Greenville, in Pitt County, for use as a City-County Airport, and to provide for the operation, development and extension of said property as an airport.

S. B. 333. An Act to provide for the appointment of special law enforcement officers in Pender County.



S. B. 335. An Act to amend Chapter 219 of the Public Laws of 1935, relating to the recordation of plats and subdivisions and providing for the recording of same.

S. B. 337. An Act to repeal H. B. 421, ratified March 4th, 1941, entitled "An Act fixing the fees which may be charged by the Register of Deeds of Alleghany County."

S. B. 339. An Act to amend Chapter 110 of the Public-Local and Private Laws of 1937, entitled "An Act fixing the compensation of the members of the Board of Commissioners of Edgecombe County."

S. B. 343. An Act to amend S. B. 150 relating to terms of the Superior Court of Rockingham County, ratified the 4th day of March, 1941.

S. B. 344. An Act to amend Chapter 4, Public-Local Laws of 1927, relating to the Sheriff's office in Buncombe County.

S. B. 346. An Act to authorize the listing of taxes in the Town of Blowing Rock during the months of January, February, March, April or May.

S. B. 348. An Act to regulate and fix salaries for county officers of Onslow County.

S. B. 350. An Act to regulate the fees of the Register of Deeds of Alleghany County.

S. R. 315. A joint resolution authorizing the Department of Conservation and Development to carry out the provisions of Chapter 388 of Public Laws of 1939, which provide for funds for the construction and equipment of a small-mouth bass fish hatchery and two sub-rearing stations and to provide for their operation and maintenance under the Department of Conservation and Development.

H. R. 902. A joint resolution empowering the Governor to appoint a special Commission for the purpose of studying a building program for the State and allocating space to State Constitutional Officers of Auditor, Treasurer and Secretary of State, and for other purposes.

H. R. 683. A joint resolution empowering the Governor to appoint a special Commission for the purpose of studying proposals to establish a training school for delinquent Negro girls in North Carolina.

H. R. 635. A joint resolution authorizing and directing the Commissioner of Motor Vehicles of the State of North Carolina to study laws providing for the periodic inspection of motor vehicles and to report to the next General Assembly.

H. B. 19. An Act to grant the right of eminent domain for the establishment of union bus stations.

H. B. 126. An Act to provide compensation for the death of Rachel Valerie Jones, killed when run over by a school bus in Brunswick County.

H. B. 193. An Act to provide for the registration and protection of labels, trade-marks, terms, designs, devices and forms of advertisement of associations and unions of working men, to prevent the unauthorized use thereof, and fixing penalties for violation of this Act.

H. B. 252. An Act to facilitate service of process on non-residents doing business in North Carolina.

H. B. 224. An Act to reimburse W. K. Miller, Route 1, Dover, North Carolina, on account of the death of W. K. Miller, Jr., a school child who was struck and killed by a school bus on October 18th, 1940.

H. B. 244. An Act to amend Chapter 318 of the Public Laws of 1925, as amended, relating to the practice of general contracting.

H. B. 274. An Act to amend Consolidated Statutes 4310 of Volume 1, 1919, as amended by Chapter 61 of the Public Laws of 1925, relating to the punishment of negligently setting fire to woods and fields.

H. B. 73. An Act to prevent the importation into North Carolina of any hog infected with hog cholera or other contagious or infectious hog disease or which comes from a State or territory in which hog cholera or other contagious or infectious hog disease is prevalent.

H. B. 236. An Act to amend Chapter 120 of the Public Laws of 1929, known as the North Carolina Workmen's Compensation Act, to allow injured employees to institute civil action for recovery of compensation awarded by the Industrial Commission and have in such action advantage of ancillary remedies provided by law.

H. B. 320. An Act to make uniform the laws of partnership.

H. B. 367. An Act to provide for the transfer of shares of stock in corporations and to make uniform the law with reference thereto.

H. B. 420. An Act to amend Chapter 119 of the Public Laws of 1929, relative to the practice of barbering in North Carolina.

H. B. 445. An Act to amend Section 24 of Chapter 145 of the Public Laws of 1931, as amended, relating to the motor fuel road tax, so as to enlarge the definition of motor fuels and provide for a road use tax on any person owning or operating a motor vehicle propelled by a product not within the definition of motor fuels.

H. B. 315. An Act to amend Chapter 122, Public Laws of 1935 being An Act entitled An Act to prevent rabies in the State of North Carolina.

H. B. 333. An Act to amend Section 9 of Chapter 291 of the Public Laws of 1935 relating to electric membership corporations.

H. B. 355. An Act to amend Section 23 of Article 4 of the Constitution of North Carolina, relating to solicitors.

H. B. 375. An Act to amend Chapter 32 of the Public-Local Laws of North Carolina of 1935, relating to Southport-Brunswick County Port Commission.

H. B. 385. An Act to amend Chapter 422 of the Public Laws of 1935, relative to the rental system for textbooks used in the public schools of the State.

H. B. 397. An Act to regulate and supervise public livestock markets and dealers in livestock and to prevent the spread of contagious and infectious diseases of livestock.

H. R. 339. A joint resolution requesting the State Highway and Public Works Commission to name the bridge over the Yadkin River between Crutchfield and Boonville the Dr. T. W. Shore Memorial Bridge.

H. R. 471. A joint resolution providing for the appointment of a Commission to study and make recommendations to the General Assembly with respect to a basic code of administrative procedure and to prescribe rules for review of the decisions of the administrative agencies.

H. R. 596. A joint resolution empowering the Governor of North Carolina to appoint a special Commission for the purpose of studying a merit system for State employees.

H. R. 862. A joint resolution authorizing and directing the Secretary of State to have printed 5,000 copies of Chapter 358, Public Laws of 1939, as amended by H. B. 460, known as a bill "To amend and supplement An Act



to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor" as enacted into law, and that the distribution thereof be under the direction of the State Superintendent of Public Instruction and the State School Commission.

H. R. 939. A joint resolution commending Attorney General Harry McMullan and his entire staff for assistance rendered the membership of the 1941 General Assembly.

H. B. 428. An Act to amend Section 996 of the Consolidated Statutes of 1919, as amended by Chapter 305 of the Public Laws of 1929, relating to the revocation of voluntary deeds conveying contingent interests to persons not in esse or not determinable until the happening of a future event.

H. B. 435. An Act to amend Consolidated Statutes of 1919, Section 1437, conferring concurrent jurisdiction on the Superior Courts and inferior courts in misdemeanor cases.

H. B. 459. An Act to amend Chapter 81, Public Laws of 1927, as amended, the same being An Act to provide for the issuance of bonds and notes of counties, and for property taxation for the payment thereof, with interest.

H. B. 460. An Act to amend and supplement An Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor, the same being Chapter 358 of the Public Laws of 1939.

H. B. 464. An Act to amend Section 220 (k) of the Consolidated Statutes of North Carolina, being the banking laws and being the Section entitled "commercial and business paper defined."

H. B. 468. An Act to amend Section 25, Chapter 197, Public Laws, 1939, to provide for the application of the law concerning trusts and trustees and the administration of trusts.

H. B. 469. An Act to amend Chapter 88 of the Consolidated Statutes of North Carolina and to amend Chapter 319 of the Public Laws of 1937 amending said Chapter, relating to the powers of the State Board of Charities and Public Welfare and to the membership, appointment, and duties of County Welfare Board and County Superintendent of Public Welfare.

H. B. 470. An Act to amend Section 93 of Volume I of the Consolidated Statutes of 1919, relating to the order of payment of debts of a decedent.

H. B. 485. An Act to amend Consolidated Statutes 2787, Volume 3, 1924, as amended, relating to the powers of municipal corporations.

H. B. 489. An Act to amend Consolidated Statutes 4348 (a) with reference to indecent exposure by persons.

H. B. 481. An Act to amend Section 1443 of the Consolidated Statutes of North Carolina as amended by Chapter 224, Public Laws of 1931, and as further amended by Chapter 419, Public Laws of 1931, so as to provide for additional terms of the Superior Court of Durham County in the tenth Judicial District.

H. B. 494. An Act to regulate the manufacture, sale and distribution of agricultural liming material, agricultural liming material with potash, and land plaster in North Carolina.

H. B. 501. An Act to amend Chapter 1 of the Public Laws of the Extra Session, 1936, as amended, known as the Unemployment Compensation Law,

for the purpose of preserving unemployment benefit rights for individuals in the military service of the United States.

H. B. 519. An Act to amend Chapter 131 of the Public Laws of 1919 relating to the promotion of vocational education in North Carolina, etc.

H. B. 523. An Act to provide compensation to Walter M. Stanaland for damages sustained by the State of North Carolina taking his land for inland waterway purposes.

H. B. 801. An Act to amend Chapter 1, Public Laws of 1936, being An Act to provide for the establishment and administration of unemployment compensation.

H. B. 810. An Act relating to the collection of taxes and the distribution of same to the various funds in Columbus County.

H. B. 498. An Act for the relief of potato farmers in this State.

H. B. 603. An Act to place the Clerk of the Superior Court and the Register of Deeds of Washington County on a salary.

H. B. 672. An Act to authorize and require the State Highway and Public Works Commission to classify and establish a standard of salaries and wages for its employees and to put the same into effect, and providing for an increase in the salaries of employees receiving less than \$125.00 per month.

H. B. 675. An Act relating to the operation of taxi cabs in the municipalities of Richmond County.

H. B. 682. An Act to correct an error in conveying the armory lot in Morganton, North Carolina, to the State of North Carolina, and authorizing the reconveyance of said lot to the Town of Morganton and the County of Burke.

H. B. 695. An Act to amend Chapter 390 of the Public Laws of 1939, providing a retirement system for employees of counties, cities and towns on an optional basis and at their own expense.

H. B. 546. An Act to amend Chapter 392 of the Public Laws of 1933, creating a Building Code Council for North Carolina, by restricting and defining the authority of such council and providing for appeals therefrom.

H. B. 557. An Act to amend Chapter 243 of the Public Laws of 1935, relating to adoption of minors.

H. B. 560. An Act to authorize the Boards of County Commissioners of the various counties of the State to defer revaluations of real estate until the year 1943.

H. B. 574. An Act to amend Committee substitute for H. B. 11 entitled "A bill to be entitled An act to amend and supplement the Revenue Act of 1939, the same being Chapter 158 of the Public Laws of North Carolina, Session of 1939," ratified the 28th day of February, 1941.

H. B. 576. An Act to amend Section 4288 of the Consolidated Statutes of 1919, relative to secreting property to hinder enforcement of lien.

H. B. 577. An Act to amend Chapter 352 of the Public Laws of 1937, relating to violations of the game and inland fishing laws.

H. B. 580. An Act to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of Superior Court of any county by photography.

H. B. 581. An Act to amend Section 1681 of the Consolidated Statutes relating to the payment for damages by dogs to sheep or other property in McDowell County.



H. B. 588. An Act providing for the protection of livestock, dogs, poultry and other fowls and animals by regulating the setting of steel traps in Stokes County.

H. B. 590. An Act to amend Chapter 269 of the Public Laws of 1939 so as to include grouse and wild turkeys.

H. B. 592. An Act to provide for the appointment of trustees for certain churches in the Upper Country Line Primitive Baptist Association, and to fix the duties of such trustees.

H. B. 609. An Act to adopt an Official State Flower for the State of North Carolina.

H. B. 611. An Act to amend Chapter 307 of the Public Laws of 1939, relating to the registration and sale of canned dog foods.

H. B. 613. An Act making the County Accountant of Swain County the Tax Collector of said county.

H. B. 618. An Act to amend Section 5124 of the Consolidated Statutes of North Carolina relating to tobacco warehouse Commissions.

H. B. 624. An Act to amend Consolidated Statutes 2688, Volume 1, 1919, relating to the sale of municipal property.

H. B. 625. An Act to permit the destruction of surrendered county bonds.

H. B. 628. An Act relating to the manner of execution of conveyances by corporations owned by the United States Government.

H. B. 650. An Act to amend Chapter 120 of the Public Laws of 1929, so as to provide certain benefits of the Workmen's Compensation Act for prisoners injured while engaged in highway work.

H. B. 651. An Act to authorize cities, towns and counties to make appropriations for the acquisition, maintenance and repair of buildings to house existing joint city and county health departments.

H. B. 659. An Act to amend Article 6 of Chapter 118 of the Consolidated Statutes, relating to birth certificates and to certificates of identification for foundlings.

H. B. 662. An Act to amend Chapter 228, Public Laws, 1935, entitled "An Act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this State, and to provide for the administration thereof."

H. B. 666. An Act to provide for the payment of salaries of teachers of vocational subjects of Columbus County.

H. B. 671. An Act authorizing the State Highway and Public Works Commission to furnish such equipment and facilities as may be necessary to aid towns and villages in the maintenance of the dirt streets in said towns and villages.

H. B. 681. An Act for the establishment of a monument in the town of Valdese to commemorate the founding of the Town of Valdese and to perpetuate the memory of the early settlers.

H. B. 696. An Act to provide for a special election for the issuance of bonds by the City of Gastonia to provide for the building, equipping and enlarging of the airports of the City of Gastonia and the levying of taxes thereon.

H. B. 701. An Act to amend Chapter 422 of the Public Laws of 1935 authorizing any county or city administrative unit to withdraw from the State

rental textbook system and to acquire title to rental textbooks which have been paid for in full by rentals.

H. B. 680. An Act to amend S. B. 133, Chapter 242, Public Laws of 1937, in regard to World War orphans.

H. B. 786. An Act to amend Section 1443 of the Consolidated Statutes of 1919, to change the terms of the Superior Court in certain counties.

H. B. 872. An Act to amend Chapter 89 of the Public Laws of 1931, to provide for the transfer to the Superior Court of all cases in the County Criminal Court of Onslow County, when same is established in which a jury trial is demanded.

H. B. 896. An Act to modify the provisions of the Alcoholic Control Act as to elections therein provided for in Moore County.

H. B. 799. An Act enabling the County of Carteret to establish an airport authority for the maintenance of airport facilities in the County of Carteret for the citizens of Beaufort, Morehead City, Carteret County and vicinity.

H. B. 951. An Act to make it unlawful to operate any place of business in Lillington and/or Duke Township, Harnett County, on Sunday between the hours of 10:00 A.M. and 12:00 noon.

H. B. 954. An Act to appoint Justices of the Peace for the several counties of North Carolina.

H. B. 955. An Act to amend S. B. 148, Session of 1941, relative to the installation of parking meters in cities and towns in North Carolina.

H. B. 956. An Act to amend H. B. 218, the same being An Act to amend Chapter 1, Public Laws of 1936, Extra Session, as amended, known as the Unemployment Compensation Act, ratified March 10th, 1941.

H. B. 776. An Act to amend Chapter 583 of the Public-Local Laws of 1939, so as to require the County Board of Education of Currituck County to transfer certain lands no longer used for school purposes to the Board of County Commissioners.

H. B. 782. An Act to ratify and validate the proceedings for the establishment of Pitt County Drainage District No. 3, and issuance of bonds of said district.

H. B. 787. An Act to make it unnecessary to register or record certain right-of-way easements in Carteret County.

H. B. 788. An Act to provide for the use of school buses in transporting children in emergency cases to hospitals for medical treatment.

H. B. 789. An Act to amend Section 956 of Volume I of the Consolidated Statutes of 1919, as amended by Chapter 156 of the Public Laws of 1931 and Chapter 92 of the Public Laws of 1939, relating to reports of Clerks of the Superior Courts.

H. B. 790. An Act to amend Chapter 285, Public Laws, 1939, relating to public weigh-masters.

H. B. 741. An Act to promote the sanitation of hotels, cafes, restaurants, tourist homes, tourist camps, summer camps and all other establishments providing food and lodging to the public for pay.

H. B. 752. An Act to provide separate schools for Indians in Averagesboro and Duke Townships, Harnett County.

H. B. 768. An Act to amend Section 3411 (L) of Volume 3 of the Consolidated Statutes of North Carolina as amended, relating to the disposition of liquor seized under search warrants.



H. B. 772. An Act to appropriate \$20,000.00 from the general fund of the State to the contingency and emergency fund for each year of the coming biennium.

H. B. 773. An Act to facilitate the proof of dates and the reckoning of time in actions and proceedings.

H. B. 744. An Act to appropriate the sum of \$3,750.00 for the year 1941-1942, and the sum of \$5,000.00 for the year 1942-43 of the coming biennium to the Pythian Orphanage.

H. B. 775. An Act to revise and consolidate the Charter of the Town of Columbia, North Carolina.

H. B. 735. An Act to amend Chapter 120 of the Public Laws of 1929, as follows: Section 19, relating to contractors and sub-contractors under the provision of the North Carolina Workmen's Compensation Act.

H. B. 755. An Act to authorize State agencies and county units to cooperate with the Federal Government and its agencies in furtherance of the program for the development of Federal Parks, parkways and Federal forests.

H. B. 766. An Act to promote the propagation of game and fish in Henderson County.

H. B. 770. An Act to create a Merit System Council for certain departments and agencies of the State of North Carolina.

H. B. 771. An Act providing for an extension of the corporate limits of the City of Raleigh.

H. B. 793. An Act to authorize the regulation of unfair practices by handlers of farm products.

H. B. 707. An Act to amend Section 5932 of the Consolidated Statutes relating to the compensation of Registrars and Judges of Elections.

H. B. 708. An Act to amend Section 5925 of the Consolidated Statutes so as to increase the compensation of the Chairman of the County Boards of Elections.

H. B. 712. An Act to amend Consolidated Statutes 6141, Volume 2, 1919, so as to increase the membership of the North Carolina Historical Commission.

H. B. 729. An Act to prohibit the shooting of fireworks or other explosives in Whitehead Township, Alleghany County.

H. B. 731. An Act to amend Chapter 241 of the Public Laws of 1939, relating to the North Carolina Rural Rehabilitation Corporation.

H. B. 736. An Act to amend Chapter 343 of the Public Laws of 1929, to prevent conflict with provisions of Chapter 243, Public Laws of 1935.

H. B. 740. An Act to determine the period of time that shall constitute the yearly period of agricultural tenancies in McDowell County.

H. B. 815. An Act to authorize the Governor to allot funds from vocational educational appropriations for the purpose of establishing a textile training school in the Piedmont Section of North Carolina.

H. B. 819. An Act to provide for the printing and distribution of Session Laws, Senate and House Journals and Supreme Court Reports.

H. B. 826. An Act to authorize the Governor of the State of North Carolina to provide funds for the operation of the Marketing Division of the Department of Agriculture in case of an emergency.

H. B. 831. An Act to amend Chapter 16, Private Laws of 1923, relating to the jurisdiction of the Police Court of the City of Asheville.

H. B. 835. An Act to appoint certain members of the Boards of Education of the respective Counties of North Carolina, fix their terms of office, and limit compensation at State expense.

H. B. 813. An Act to amend Chapter III of Chapter 336 of the Private Laws of the State of North Carolina of 1911, so as to enlarge the jurisdiction of the Mayor's Court of the Town of Kernersville.

H. B. 816. An Act to amend Chapter 234, of the Public Laws of 1933, relating to terms of Superior Courts in Duplin and Onslow Counties in the Sixth Judicial District.

H. B. 817. An Act to further carry out the provisions of Chapter 53 of the Public Laws of 1935, relating to the prevention of blindness and the improvement of the condition of the blind in the State of North Carolina.

H. B. 823. An Act to amend the Charter of the City of Hickory.

H. B. 829. An Act to change the name of the Cherokee Indian Normal School of Robeson County, and for other purposes.

H. B. 834. An Act to amend Committee substitute for H. B. 9, ratified February 17th, 1941, entitled An Act to prohibit the manufacture and sale of beer and wine within two and one-half miles of the Rawls Baptist Church, Chalybeate Springs Baptist Church, and Kipling Methodist Church in Hector's Creek Township, Harnett County.

H. B. 844. An Act regulating the fees to be received by Justices of the Peace in Henderson County.

H. B. 842. An Act to amend Chapter 35, Private Laws, Extra Session, 1920, relating to the corporate limits of the Town of Hayesville, Clay County.

H. B. 849. An Act to amend the Private Laws of 1909, Chapter 111, to change the boundaries of the Town of Wake Forest in the County of Wake, North Carolina.

H. B. 852. An Act to create a special assessment district in Halifax County.

H. B. 856. An Act providing for the listing, levying, collecting, selling, foreclosure and settlement of unlisted taxes by the Town of Aulander, Bertie County, North Carolina.

H. B. 861. An Act to establish a conciliation service in the Department of Labor and for the mediation of labor disputes in North Carolina.

H. B. 865. An Act authorizing the Board of Commissioners of Graham County to levy special taxes for the expenses of offices of County Accountant and Farm Demonstration Agent.

H. B. 848. An Act to amend Chapter 525, Public-Local Laws of 1939, relating to the creation of school districts and the issuance of bonds for the purpose of erecting school buildings and for the purpose of operating schools at a higher standard than that provided by State support so as to make the same applicable to Surry County.

H. B. 854. An Act to regulate the appointment of Constables in Mecklenburg County.

H. B. 859. An Act to regulate fees in criminal actions in Franklin County.

H. B. 864. An Act to increase the membership of the Board of Education of Graham County from three to seven.

H. B. 866. An Act to amend Section 6054 of Volume 2 of the Consolidated Statutes, so as to place Graham County under the State-wide Primary Laws.



H. B. 871. An Act to amend Chapter 170, Public Laws of 1939, the same being An Act to regulate the publication of legal notices and other legal advertising.

H. B. 873. An Act relating to tax research and to amend the Machinery Act relating to the State Board of Assessment.

H. B. 875. An Act to amend Consolidated Statutes 1744, Volume 3, 1924, as amended, relating to estates.

H. B. 867. An Act to amend Section 4152 of the Consolidated Statutes of North Carolina, relating to the probate of wills of non-resident decedents.

H. B. 882. An Act authorizing the levy of tax for park and recreation purposes by the City of Charlotte upon vote of the qualified voters of the city.

H. B. 905. An Act to extend the corporate limits of the City of Hickory.

H. B. 907. An Act requiring notice of claims for damages before action is brought against the City of Wilmington.

H. B. 913. An Act to prohibit and punish the making of false reports to police radio broadcasting stations.

H. B. 704. An Act to provide for a special election for the issuance of bonds by the City of Rockingham to provide for the building, equipping and enlarging of the airport of the City of Rockingham and the levying of taxes thereon.

H. B. 878. An Act to amend Section 2 of Chapter 82 of the Public Laws of North Carolina, Session of 1939, amending Section 945, of the Consolidated Statutes of North Carolina, 1919, relative to the attendance of Clerks of the Superior Court at their offices.

H. B. 885. An Act to amend Section 1608 (7) of the North Carolina Code of 1939 so as to empower the Board of Commissioners of Lee County, in their discretion, to appoint a Clerk of the County Court of Lee County.

H. B. 886. An Act to amend Chapter 158, Public Laws of 1939, to regulate the issuance of licenses for the sale of beer or other alcoholic beverages in Anson County.

H. B. 890. An Act to prohibit the operation of pool rooms or billiard parlors within one mile of Campbell College in Harnett County.

H. B. 893. An Act to limit the aggregate amount of penalties assessed in any single calendar year for delinquent taxes in Iredell County to six per cent.

H. B. 898. An Act to provide for the nomination of elective officers in the Town of Elkin, in Surry County.

H. B. 899. An Act to amend Section 1105, Chapter 310, Public Laws of 1939, fixing the date for the meeting of the Board of Equalization and Review of Yadkin County in quadrennial assessment years.

H. B. 901. An Act to regulate the operation of filling stations and stores within one and one-half miles of Hollands Chapel Church in Honeycutts Township, Sampson County, on Sundays.

H. B. 904. An Act to aid in the collection of delinquent taxes and street assessments in the City of Hendersonville.

H. B. 906. An Act regulating pension payments to be received by employees of the City of Wilmington while receiving compensation under the Workmen's Compensation Act.

H. B. 908. An Act to amend Chapter 55 of the Private Laws of 1915, entitled An Act to provide for the raising and managing of pension funds for the police of the City of Wilmington.

H. B. 909. An Act to audit funds of Mitchell County.

H. B. 910. An Act to authorize the Town of Brevard to dispose of certain real estate acquired by the said town from Brevard College, Incorporated.

H. B. 911. An Act to amend Section 1608 of the Consolidated Statutes, Volume 3, as amended, relating to Recorder's Courts to make the same apply to Transylvania County.

H. B. 914. An Act to prohibit the sale of fireworks in the Counties of Camden, Currituck, Gates and Pasquotank.

H. B. 916. An Act to amend Section 4458 of Volume 1, of the Consolidated Statutes of 1919 relating to public drunkenness in Burke County.

H. B. 917. An Act relating to the collection of taxes in Burke County.

H. B. 919. An Act to permit the Board of County Commissioners of Anson County to expend funds for the purpose of cooperating with the North Carolina Agricultural Experiment Station, the North Carolina Agricultural Extension Service, and the Department of Agriculture.

H. B. 925. An Act to amend Chapter 556 of the Public-Local and Private Laws of the Session of 1935 of the General Assembly of North Carolina relating to the regulation of markets in the Town of Wallace, North Carolina.

H. B. 926. An Act reducing the membership of the Board of Education of Cherokee County from seven to three members.

H. B. 928. An Act to enable the County of Anson to make proper provisions for the maintenance of the indigent sick and afflicted poor.

H. B. 935. An Act to amend Chapter 426 of the Public-Local Laws of 1939 relating to fixing the salary and providing an allowance for travel expense for the Sheriff of Anson County.

H. B. 936. An Act authorizing the Town of Laurinburg to apply unexpended balance of bond proceeds to the payment of the purchase price of municipal building property.

H. B. 937. An Act to authorize the Governing Body of the Town of Jefferson in Ashe County, in its discretion to regulate or prohibit the sale of wine and beer within the incorporated limits of said town.

H. B. 938. An Act to grant civil jurisdiction to the County Recorders Court of Perquimans County.

H. B. 942. An Act to amend Chapter 196 of the Private Laws of the State of North Carolina of the Session of 1929, known as Charter of the City of Thomasville, relative to sale of cemetery plots.

H. B. 933. An Act to amend Section 976 of the Consolidated Statutes of 1919, so as to restrict the authority of Constables to the limits of the Townships from which they are elected.

H. B. 949. An Act to amend Section 2 of Chapter 311 of the Public Laws of 1939, relating to the appointment of a Commission to study and determine the advisability and feasibility of establishing a nautical school in the State of North Carolina, to extend the operation of the Act until July 1st, 1942.

H. B. 966. An Act to amend Chapter 99 of the Public Laws of 1941, entitled An Act to amend the motor vehicle law relating to out of state motor vehicles.

H. B. 962. An Act to place the name of Mrs. Joanna Ward Kirby on the Pension Roll of Confederate Veterans' widows of the State of North Carolina.



H. B. 957. An Act to extend the corporate limits of the City of Elizabeth City, in Pasquotank County.

H. B. 960. An Act fixing the term of office of the Tax Supervisor and Tax Collector for Haywood County.

H. B. 961. An Act to amend Section 130 of Chapter 291 of the Public Laws of 1935, relating to the powers of electric membership corporations.

H. B. 964. An Act to amend Section 4458 of the Consolidated Statutes of 1919, as amended, to prohibit public drunkenness in Wayne County.

H. B. 965. An Act relating to the election of town officers in the Town of Edenton, in Chowan County.

H. B. 944. An Act for the relief of N. H. Davis, former disabled member of the fire department of the City of Wilmington.

H. B. 946. An Act to amend Chapter 86 of the Public-Local Laws of 1931 as amended by Chapter 510 of the Public-Local Laws of 1933 relating to the salary of the Clerk of the Superior Court and the Sheriff of Mecklenburg County.

H. B. 947. An Act to authorize the Prosecuting Attorney of the Cabarrus County Recorder's Court to assist in the prosecution of certain cases in the Superior Court.

H. B. 948. An Act to validate the official acts of W. H. Bennett, a former Justice of the Peace of Guilford County, from the date of his qualification in the year 1901, until April 1, 1911.

H. B. 950. An Act to authorize the Board of Commissioners of Dare County to meet on Mondays and such other days as they shall designate.

H. B. 568. An Act to reimburse Gilbert L. Shermer of Forsyth County for damages to his automobile through collision with a school bus on October 5, 1939.

SPECIAL MESSAGE FROM THE SENATE

The following message is received from the Senate:

SENATE CHAMBER,  
March 15, 1941.

*Mr. Speaker:*

You are respectfully advised that the business of the Senate has been concluded and that Body will be ready to open the doors of the Senate immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment may be declared sine die.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk.*

Pursuant to the information submitted above, the House of Representatives having completed the business before it, a message is ordered sent to the Senate informing that Honorable Body that the House stands ready for adjournment.

The doors of the House and the Senate are thrown open; the President of the Senate is perceived standing, ready to let fall the gavel, the hour for adjournment fixed by Joint Resolution and passed by the two Houses having

arrived, the Speaker of the House of Representatives declares the House of Representatives of the General Assembly of North Carolina, Session of 1941, adjourned sine die.

O. M. MULL,

*Speaker of the House of Representatives,  
Session 1941.*

SHEARON HARRIS,

*Principal Clerk of the House of Representatives,  
Session 1941.*



# APPENDIX

## INAUGURAL MESSAGE

OF

GOVERNOR JOSEPH MELVILLE BROUGHTON

January 9, 1941.

*Mr. President, Mr. Speaker and Members of the General Assembly of North Carolina:*

Government in a democracy exercises its true and noblest function when it seeks to promote the welfare of all the people. In this democracy of ours, this commonwealth of the free, where love of individual liberty and protection of human rights mark the very spirit of our people, we have striven and will ever strive toward the attainment of this high ideal. This struggle, not without difficulty and over formidable opposition, has resulted in such attainments as the public school system, public roads and highways, aid to the farmer, laws tending to prevent unjust exploitation of labor and to assure humane treatment of women and children in industry, application of humanitarian principles to the care of the unfortunate and handicapped, hope for the prisoner and the forgotten man and security for the aged and unemployed. The task is not complete, but the trend is inevitable; and no reactionary group or force can long obstruct its path of progress.

It is with such conception of government that I have taken the oath of this high office. In doing so, I have humbly pledged myself before God and my fellow-citizens that as your Governor and leader I will conscientiously and devotedly strive to serve all the people of our beloved North Carolina. I am free from any obligations or commitments that can hinder me in this high endeavor.

This State has made progress with measured trend. It has gone serenely along the sure-footed path of constructive achievement, refusing to be swayed from its traditional course by alluring but unsound proposals. While it may properly be classed as a conservative state, one would wholly misinterpret its spirit to say that it is reactionary or unresponsive to liberal impulses. It has not been "the first by whom the new is tried nor yet the last to lay the old aside." I respect and will strive to uphold this tradition. I have no panaceas to offer, no magic formulas to propose. Sound government is the truest liberalism; sane progress, the best conservatism.

Upon these tested principles our state has gone steadily forward. It has only this year emerged as eleventh among the states of the Union in population. This record has been attained not only by the influx of new peoples, but by the good old-fashioned North Carolina custom of having large families. The 1940 census disclosed that we still retain marked advantage over all other states in the average size of our families. In addition to population growth, North Carolina is first in so many important particulars, industrially, agriculturally, and otherwise, that the mere recital of the list makes us seemingly guilty of boasting. It is not too much to say, however, that our beloved commonwealth is unsurpassed by any state in the American Union in those things which are

essential for greatness in any people; namely, the wealth, actual or potential, of our natural resources; the quality of our leadership in education, agriculture, industry, government and other activities; and the unfaltering spirit of our people.

In undertaking to discharge the duties resting upon me by virtue of my election as Governor by the overwhelming vote of the people, I shall be actuated by no partisan or factional spirit. I shall endeavor to deal fairly, justly and honorably with all, regardless of race, influence or party affiliation. In saying this, I do not ignore the place and importance of political parties in our State life. I am a party man and believe intensely in the place and importance of political parties. I have observed that the first act of every dictator is to destroy all political parties. Party government is historically and essentially a vital part of our democracy. In our own State the Democratic Party has by vote of the people been vested with leadership continuously for forty years. Under this leadership North Carolina has made remarkable progress. It has justified the faith of the people. Perfection is not claimed, but the record is a glorious one. I believe wholeheartedly in the constructive form of government given the people of North Carolina by the Democratic Party. I proclaim it without apology and shall strive earnestly to uphold this tradition record.

We have fortunately come through an election year with less division and bitterness than has been experienced in any recent quadrennial political contest. On every hand there is manifested a spirit of harmony and public interest. I welcome this attitude and will earnestly undertake to discharge the duties of this high office in keeping with such a spirit. There will be no mandates issuing from my office, but, in coöperation with you gentlemen of the General Assembly and with the aid and counsel of all who love North Carolina and believe in her future, I shall endeavor to carry out a program of progress and construction that will carry our beloved State to new heights of achievement. If there are any feuds, factions or blocs that will hinder or thwart the work of the General Assembly, I have not heard of them and do not believe they exist. I believe in the freedom of discussion and recognize it as an instrumentality for shaping a finer and more durable democracy, and this General Assembly will reserve for itself the right to discuss freely and fully all proposals that may be submitted for its consideration. However, it is not believed that there will be any bitter controversies of such a nature as will unduly prolong the session of your honorable body. With no desire whatsoever to hurry your deliberations, I venture the observation that in these days of grave crises and important business and industrial developments the people of the State would applaud a reasonably short session and I therefore urge you gentlemen to begin your deliberations immediately and to conclude your session as early as may be expedient in keeping with the interest of the State.

It is, of course, quite impossible in an address of this character to present in detail the matters which should claim your attention as affecting the State and its various agencies and institutions. In later special messages I may desire to call your attention to some matters of particular moment, and through your appropriate committees there will be presented in complete review the needs and claims of all the units and agencies of our State government. It is customary and proper, however, that I should on this occasion and at this time call to your attention some of the problems and needs of our State in their broader aspects.



## TAXATION

At the threshold of all your deliberations will lie the problem of taxation. Upon the General Assembly will rest the responsibility for providing adequately for our agencies and institutions and at the same time making provision by means of taxation for all such appropriations. In all history there has never been devised a pleasant tax. Nevertheless, progress has been made possible only by the exercise of this sovereign power.

There is one fundamental principle which should guide you in your deliberations with respect to the important matter of appropriations and taxes. It is this: Appropriations under no circumstances should be permitted to exceed in the aggregate the amount of revenue that may reasonably be expected to be derived during the biennium from the taxes which you shall levy. North Carolina operates on a balanced budget. We do not propose to deviate in the slightest degree from this sound policy. Adherence to the established principles of a balanced budget has not only enhanced and preserved the credit of our State in a remarkable degree, but it has likewise given assurance and stability to all our institutions. I am fully committed to this policy and will strenuously oppose any appropriation, expenditure or commitment that will disturb the balanced condition of our budget or impair the credit of the State.

The 1939 session of the General Assembly enacted what is generally referred to as the permanent or continuing Revenue Act. It was designed to relieve business and industry and the citizenship of the State of a growing apprehension concerning biennial increases in the tax burden. I believe this was a wise departure from previous custom. While amendments to the act may be desirable and it may be necessary to correct any inequalities or any inequities that may exist and to amend the administrative portions of the act, I do not recommend that there be any material or substantial additions or changes in the levies fixed by the 1939 Assembly. I shall later transmit to the General Assembly the report of the Advisory Budget Commission.

The sales tax has been a source of much controversy in our State. It was enacted as an emergency tax at a time when our agencies and institutions were threatened with disaster. Since that time increasing State service required and demanded by the people and additional burdens of a social and humanitarian nature have made the continuance of this tax inevitable. This condition still exists, and I therefore do not favor the repeal of the sales tax. However, in keeping with the declaration of the Democratic Party in its platform of 1936 and in compliance with a pledge made by me in my campaign for the nomination as Governor of North Carolina, I do recommend that the sales tax be removed from essential food for home consumption. The General Assembly of 1937, in pursuance of the Party declaration and of the earnest request made by my distinguished predecessor in office, carried out this injunction in part and removed the tax from a substantial portion of food for home consumption. I ask now that this task be completed. Estimates of increasing revenue and the report of the Advisory Budget Commission will disclose unquestionably that this exemption can be allowed without jeopardizing the balanced budget, curtailing the reasonable requirements of State institutions or necessitating any new or additional tax levies. Furthermore, in my opinion the removal of the sales tax from the home table will eliminate the most irritating feature of this tax.

## PUBLIC SCHOOLS

Supreme in importance among all our State activities and agencies are the public schools. Remarkable progress has been made in the schools of this state, and in many vital particulars our school system is unique and unsurpassed by that of any state in the American Union. Considering the wealth of our State and its citizens and measuring the progress made during the last decade upon the basis of a foundation well laid in previous years, our school system will compare favorably with that of any state in the Nation. We have yet a long way to go, but our progress is forward and upward.

For your consideration in connection with the public schools of the State, I recommend, among other things, the following:

(1) That an adequate and fair teacher retirement bill be enacted at this session of the General Assembly, including in its provisions likewise a provision for the retirement of State employees. I have been privileged to examine the report of the State Retirement Commission, and I favor unqualifiedly the adoption at this session of an act based upon the principles incorporated in this excellent report.

(2) Vocational training is much in the minds of our people and changing circumstances have given emphasis to the importance of a rational program of vocational training and guidance in our public school system. I recommend increased appropriations for this phase of our public school work, and I also recommend that the General Assembly will through some existing agency or specially designated group provide for a thorough study of the whole subject of vocational training and guidance to the end that the next session of the General Assembly may deal even more adequately with this important subject. In this connection I recommend that the teacher training institutions of our State should bend every effort toward making available to the high schools and other schools of our State an adequate number of teachers and instructors in the field of vocational education.

(3) Appropriate amendments to the School Machinery Act should be made of such a nature as to safeguard teachers against arbitrary, capricious or political dismissal from service, so as to give reasonable continuity of employment to the teacher based on merit and service.

(4) While full opportunity should be given to local units of school administration to supplement and expand school service and facilities within the area of such unit by vote of the people, we should keep constantly before us the fact that we now have a state system of schools and that logically under this system every child of school age in North Carolina is entitled to equal opportunities and benefits. To that end there should be set up as a goal at least for early attainment a nine-months term for all our schools and a twelfth grade for all high schools.

(5) In view of changes in our labor laws as to the minimum age for employment, consideration should be given to raising the age limit for compulsory school attendance from fourteen to sixteen years.

(6) Though great progress has been made and all agencies charged with the administration of our school system are entitled to the greatest praise, it is apparent that considerable duplication and overlapping of authority exist in the administration of the public school system of our State. If the General Assembly shall find that this exists to the extent of hampering our school development, consideration should be given to submitting to the voters of the



State a constitutional amendment creating a representative and adequate state board of education, in which board will be vested all of the State's authority, power and responsibility for the administration of the State school system.

(7) In so far as it may be possible within available revenue reasonable increase should be made in the salaries of public school-teachers, who are performing a great public service upon admittedly inadequate pay.

(8) Some remarkable results have been attained under our program of adult education in coöperation with Federal agencies. This important work which broadens the horizon of thousands of our fellow citizens beyond the school age is entitled to the most favorable consideration.

There are many other features of our public school system which should claim the attention of the General Assembly and which I need not discuss in detail. I may only add that we shall not make any retreat on the public school front in North Carolina.

#### OTHER EDUCATIONAL AGENCIES

In our general program of education our institutions of higher learning occupy a strategic place. The Greater University of North Carolina is inseparably linked with the growth and welfare of the State. By every test it ranks with the greatest among the universities of America. Its growth and expansion are essential to the progress of the State. The Greater University and our splendid teacher training institutions are engaged in the task of training our leadership for tomorrow. Their need for adequate appropriations should be given most careful consideration.

No state in the Nation surpasses North Carolina in the quality of its Negro institutions of higher learning. In leadership, teaching personnel and ideals they are unexcelled and are rendering superb service not only to the Negro race but to the entire State.

The program of education must extend even beyond the walls of our great institutions. Extension courses and other facilities are making the advantages of training available to smaller communities and rural sections. A full opportunity for advantages of enlightenment cannot be made available, however, to these sections without libraries. North Carolina has been laggard in supplying for its citizenship public libraries, through which alone is afforded an opportunity for wide reading for all and enlargement of freedom and progress through intellectual maturity. More than a million and a half of the citizens of the State, largely in the rural areas, are without public library facilities and many more are inadequately served. Recognizing this demand, the Democratic Party has solemnly pledged in its platform a recognition of the duty of the State to share in providing this essential service, and I earnestly trust that the General Assembly will fulfill this commitment.

#### PUBLIC ROADS

During the last twenty years we have built a great system of public highways in North Carolina. No other state in the Union has yet undertaken so complete a state system of roads as ours. However, we cannot rest on our laurels. Other states are beginning to outstrip us in many important particulars of road construction. Roads that were built for relatively light traffic conditions and low speed transportation are proving inadequate for modern conditions.

Much of our primary road system must be entirely revamped or rebuilt if we would meet the expanding business and traffic conditions of our State.

Of equal importance is our great secondary road system reaching into the heart of our rural sections. I urge upon the General Assembly and the Highway Commission that adequate provision be made for farm-to-market and home-to-school roads in all our rural sections, to the end that our farmers may have easy access to their markets and that the children of these areas may be served with adequate bus transportation to the schools.

Fortunately we are experiencing substantial increase in the collection of funds for road purposes. Such funds should be used wholly for these objectives and not be diverted for uses unrelated to our road and highway program. Above all, we should adhere strictly to the principle of a State highway system.

#### AGRICULTURE

North Carolina is one of the great agricultural states of the Union. In many important particulars it leads the Nation in volume and value of agricultural products. More than half of our people live on the farm, and an even larger per cent are directly affected by farming operations. Nothing in our entire program of State activities will be more important in the next few years than our agricultural development.

In view of unprecedented world market conditions, it is apparent that many important changes must be made in our agricultural methods if we are to avert economic losses of such proportion as to endanger the standard of living in our rural areas. Of particular concern is the plight of the tenant farmer. This general situation is of such grave import that the Governors of most of the Southern States, including our own, have during the last year given concerted attention to their solution. Out of such Governors' conferences there has been promulgated a long range program designated as the "Decade of Progress Campaign for Balanced Prosperity in the South." The objectives of this endeavor are so wholesome and essential as to merit the heartiest coöperation of every state government in the South.

In view of the inevitable reduction in acreage of some of our most important crops, it is obvious that the program of diversified farming must be given even greater emphasis. Necessity is succeeding where exhortation has failed; and thousands of our farm people are now profitably engaged in raising a great diversity of crops where only one or two major crops were grown before.

In addition to diversification of farming we must turn to the growth of livestock, in which our State ranks in the lower brackets among the states of the Union. It has been demonstrated beyond any debate that livestock can be profitably raised and marketed in North Carolina. There is needed only the encouragement and impetus that can be given by our State agricultural agencies, with adequate appropriations for this purpose, to make our State one of the great livestock states of the Nation. Every possible assistance should be given to the farmer with respect to selecting and purchasing purebred livestock and in the marketing of this product. An adequate structure for displaying, judging and marketing livestock as recommended by the Department of Agriculture would, in my opinion, be of tremendous value in this field of agricultural activity.

If there remain any elements of friction as between agencies of the State engaged in agricultural activities, such should be terminated; if there is any



over-lapping or duplication, it should be eliminated. The appeal is too broad and the need too great to permit any petty differences of opinion or confusion of leadership to impede our agricultural progress.

#### CONSERVATION AND DEVELOPMENT

Under our enlarged program of conservation and development great progress has been made in many lines. By a wise policy of conservation we have enormously increased and improved our game and fish supply as well as our timber resources. These phases of conservation are both important and should be adequately maintained. I recommend that provision for timber conservation and fire protection be made out of the general fund and that the entire proceeds of fishing and hunting licenses, less the necessary cost of administration, be applied to the propagation and conservation of fish and game.

Unfortunately, it must be recorded that we have suffered a general and serious shrinkage in our commercial fish and shellfish industry. Thousands of our citizens are dependent upon this industry which should be a source of great wealth to the State.

The European war and our own defense program have accentuated the demand for minerals and mining products. North Carolina, with a variety of indispensable mineral products in practically unlimited quantities, has the greatest opportunity of the State's history in this important field of activity. I recommend that the geological facilities of the State be largely supplemented and extended and that all agencies of the State dealing with the ceramic industry and other mining industries be closely coördinated with a view to giving improved and increased service to those engaged in this industry and to encourage a greater expansion of such work.

The division of commerce and industry should be greatly enlarged. The State, in my opinion, should maintain in Washington, at least during the period of the present defense activity, a fully equipped and well-manned office for the purpose of attracting new industries to the State of North Carolina and coöperating with our existing industries in the effort to get new business for this State. Our climate, water and power resources, transportation facilities, water-ways and available high class labor are such as to assure for us many new industries and enormous increase in volume of business if we are alert to our opportunities.

#### TRANSPORTATION AND FREIGHT RATES

Transportation in all forms is vital to our development. Rail and water transportation, together with truck and bus transportation made possible by our highway system, have added enormously to the business and industrial expansion of the State. These methods are now being supplemented by air transportation, with the establishment of airports in every section of the State. Our harbor and terminal facilities should have every possible aid for development of new business.

North Carolina still labors under the handicap of freight rate discrimination. This is a matter of vital importance to agriculture and industry in this State. It is pleasing to report that a new and far-reaching investigation of this problem has been instituted by the Interstate Commerce Commission whereby our difficulties and disadvantages can be brought to light and removed. I

have asked the Advisory Budget Commission to include in its recommendations an addition to the appropriation for the Utilities Commission in an amount sufficient to enable the State to participate actively in this investigation, to the end that we may obtain that equality of opportunity which has so long been denied us. Every reasonable remedy will be exhausted to remove these artificial and inequitable barriers which hinder the free flow of our agricultural and industrial commerce.

#### HEALTH AND HUMANITARIAN AGENCIES

Every dollar wisely spent for public health is a sound economic investment. North Carolina has made remarkable strides in its public health program. This beneficent and indispensable work should not be retarded, and I urge the General Assembly to make adequate appropriations for its reasonable expansion.

Highly important also in our health program are the hospitals and institutions maintained by the State for the treatment of tuberculosis, schools for treatment of deaf, dumb and blind and the mentally infirm, and for the institutional and clinical treatment of crippled children. These institutions and agencies register the heartbeat of our state. It is urgent that adequate provision be made for all of them. I call to the attention of the General Assembly the fact that the last session of the Assembly enacted a measure for the creation of an Eastern Carolina Sanatorium for the treatment of tuberculosis, in pursuance of which a suitable site has already been acquired near the city of Wilson. It is hoped that this General Assembly can carry this much-needed project forward to completion.

Throughout its long existence the State Board of Charities and Public Welfare has made a splendid contribution to the welfare of the State. It is of the utmost importance that the State shall be able to take advantage of every federal appropriation that will help us in our ministration of mercy to those large groups of our citizens who are handicapped and frequently helpless.

Humane and correctional treatment of the prisoners of the State is a part of the general welfare program of our State. Wise discretion in the use of probation and parole has accomplished notable results along this line. Of particular importance is the program for the rehabilitation and training of the prisoners in our penal institutions. Fifty-seven per cent of the prisoners are repeaters. This is indeed an appalling situation. In a large measure this is undoubtedly due to the fact that men released from prison are unable to find work and drift back into the channels of crime through apparent necessity. I urge that the General Assembly make some provision for training prisoners in useful trades, to the end that they may leave prison equipped to enter skilled trades and thus become law-abiding and productive citizens.

#### DEPARTMENT OF LABOR

The relationship between capital and labor in North Carolina is remarkably harmonious. Increasing growth of our industrial establishments makes it important that such relationship shall continue. The State Department of Labor is coöperating towards that end, and its work deserves the fullest support of all groups.



Under authority of an act of the last General Assembly a commission of eminent citizens was appointed to study wage and hour legislation. The report of that commission will be made to this session of the General Assembly, and I urge the most careful consideration of this report.

#### LAW ENFORCEMENT AND CIVIC RIGHTEOUSNESS

As a state, we do not enjoy an enviable reputation in respect to crime. The large number of violent crimes is appalling and the record is even more disturbing when we consider the amazingly large number of murders and other major crimes which are never solved and in which arrests are never made. This would be a serious problem under any circumstances. It assumes an even graver aspect in these critical times. Such conditions must be improved. Fundamentally, we must seek to remove those conditions which tend to breed and foster crime and must deal more vigorously with the enforcement of law. I urge the members of the General Assembly to give much attention to the highly important question of law observance and law enforcement in North Carolina.

Serious accidents and deaths on our streets and highways continue at an alarming rate. More than one thousand people are being killed on our streets and highways every year, and thousands of others are receiving injuries. The State Highway Patrol and the program of the Highway Safety Division have brought about considerable improvement in this situation. There is room, however, for much more improvement. I am of the opinion that the highway patrol should be relieved of any tax collecting duty and should devote its attention exclusively to patrolling the highways, preventing infractions of the traffic laws and regulations, apprehending those guilty of violating these laws and rendering such other assistance in law enforcement as they may be called on to render in case of emergency or violence. I shall recommend to the General Assembly the enactment of appropriate legislation affecting the administration of the highway patrol and other agencies related to regulation of motor vehicles. I shall also urge that the highway patrol be put upon the highest possible basis of efficiency and that it be removed wholly from the realm of politics in its administration and in its personnel.

Sentiment for law enforcement and law observance was never stronger in this State than at present. This sentiment must be respected. The great majority of our citizens are home-loving, church-going people. I share and respect this attitude. We will not countenance or tolerate any practice which tends to lower or degrade the public morals. Whatever may be the ultimate solution of the liquor problem, it is evident that immediate laws should be enacted prohibiting the unrestricted and unregulated sale of so-called fortified wines, the sale of which under existing circumstances is doing incalculable harm. I also recommend that slot gambling machines be absolutely barred, with no loopholes in the law either for revenue or other purposes.

#### REAPPORTIONMENT AND REDISTRICTING

Under the new census North Carolina is entitled to an additional member of the House of Representatives of the United States. I favor the creation of a twelfth district rather than a provision for a congressman-at-large. I recommend to the General Assembly that this be given early attention.

I likewise call to the attention of the General Assembly the mandate of our Constitution with reference to reapportionment of membership in the House of Representatives of the State and in the Senate on the basis of census returns. It is undeniable that reapportionment is a duty at the present time and I urge the General Assembly to discharge this duty in keeping with the provisions of the Constitution which we are all sworn to support.

#### COÖPERATION WITH FEDERAL AGENCIES

I urge upon the General Assembly and upon all the agencies of the State the fullest coöperation with the Federal government in those undertakings which affect the welfare and progress of our State. North Carolina believes in this program of social progress and has three times given its overwhelming vote in support of that great humanitarian and brilliant exponent of social reform, the President of the United States, Franklin D. Roosevelt. I subscribe fully to that sentiment and shall coöperate in every reasonable way in the effort to obtain for North Carolina its fair share of such social and economic benefits as rural electrification, National Youth Administration activities, Civilian Conservation Corps camps, farm aid, social security benefits, including unemployment compensation and old age assistance, public welfare and relief contributions, and all other benefits properly available under the program inaugurated by the Federal government with the sanction of the people.

#### NORTH CAROLINA IN THE PRESENT CRISIS

In taking up the heavy responsibility of the governorship at this time I am profoundly conscious of the grave though uncertain problems that lie ahead of us as State and Nation. Approximately three-fourths of all the peoples of this earth are now involved in warfare. More men are in arms today than at any time since the dawn of creation. As we sit peaceably here, the fate of Europe, Asia and Africa—indeed, the fate of civilization itself—is trembling in the balance. Whether it be Armageddon or Renaissance, no mortal man can tell. Democracies throughout the earth are not only being challenged, they are being flaunted and overthrown. Not since the beginning of our national history has our own democracy been so gravely threatened. Acutely conscious of this danger, our Nation is girding itself for defense and preservation. The Congress of the United States under the leadership of our President in the session of 1940 appropriated for defense the largest sum of money ever before appropriated in a similar length of time by any nation on earth, in peace or in war. Such are the solemn circumstances of this hour. They make trivial and unworthy any motive other than public interest and National honor. More meaningful than ever are the words of our beloved American hymn:

“Our fathers’ God, to Thee,  
Author of liberty,  
To Thee we sing.  
Long may our land be bright  
With freedom’s holy light;  
Protect us by Thy might,  
Great God, our King.”



These, it is true, are National problems. But it is equally true that our own beloved State is deeply concerned with and will help in the solution of these problems. Our duty is clear and the spirit of our people is unmistakable. Our attitude and part in the present emergency may be summarized as follows:

(1) North Carolina with all its resources and manpower will unhesitatingly and gladly give wholehearted support to our National government in its program for the defense of our shores and the preservation of our democracy. In every emergency in our national history our State and its people have displayed the highest patriotism and rendered conspicuous service. From the time of the decisive battle of Kings Mountain in 1780, when the freedom of our republic was assured, to the battle of the Hindenburg Line in 1918, when the then existing power of autocracy was broken and shattered, the heroism of North Carolina has been attested by the blood of her sons who died in the front line of victory. In the present emergency, even before conscription was suggested, our young men were enlisting in the army and navy at a rate and in proportion far exceeding any other state. We are proud to have within our State such military training units as Fort Bragg, the Holly Ridge anti-aircraft firing unit, the Charlotte aviation training base and the Elizabeth City coast guard air and seaplane base. Our unparalleled climate, our suitable terrain and waterways make this an ideal State for the location of military and naval training posts as well as for defense industries. We shall give the fullest cooperation to the establishment of such agencies within our State.

(2) North Carolina does not have any fifth columnists or communistic groups within her borders and we do not propose to have any. We believe in individual liberty, freedom of speech and press, as well as in political and religious liberty. We were as a State decisively influential in getting these sacred guaranties written into the Constitution of the United States as the Bill of Rights. We are a tolerant and a patient people; but we will not tolerate the actions, teachings or propaganda of individuals, high or low, in industry or in our educational institutions, who may seek to undermine or overthrow our beloved nation, whose existence and perpetuity were made possible by the blood, sacrifice and faith of our forefathers. You gentlemen of the General Assembly may well consider whether any legislation is needed to fortify us in this high resolve.

(3) As a great industrial State in which many essential war and defense commodities are now being manufactured, we are interested in prompt and efficient production. Harmonious relationship between capital and labor is necessary for this result. Strikes affecting essential war or defense industries are properly under condemnation. On the other hand, there should be no attempt on the part of employers to exploit labor or to destroy the well-earned rights of labor under the guise of emergency or pretense of patriotism. I pledge my fullest coöperation to capital and labor in helping to preserve fair and harmonious relationships.

(4) In the strain and stress of our preparations for defense we must not neglect those things which have enriched our civilization and made our democracy worth fighting for. Let us highly resolve that enlistment shall not blight education; that armament shall not obliterate art; and that there shall be no blackout of the torch of Christian culture.

(5) In North Carolina, where the highest percentage and purest strain of Anglo-Saxon blood in all America exists, there is the warmest sympathy for our

friends of the English-speaking race across the sea. We have watched with admiration their superb and heroic stand against a barbaric foe. Our people with remarkable unanimity support our President in his announced policy of furnishing England every possible aid short of armed intervention. We have the conviction that hers is a righteous cause. We know that defeat and slavery shall not be her fate. May God give her victory in the gravest hour of her glorious history! We recall the words of one of her own great poets who wrote:

"All our past acclaims our future!  
Shakespeare's words and Nelson's hand;  
Milton's faith and Wordsworth's trust,  
In this our chosen and chainless land.  
Bear us witness! Come the world against her,  
England yet shall stand!"

(6) In view of the attitude of our people whom you represent, it would not be inappropriate if this General Assembly as one of its first acts should pass a joint resolution commending the President and the Congress for the program of defense that will make America strong and keep her free and endorsing the policy of unlimited aid to England, and pledging the full coöperation on the part of our State.

(7) The General Assembly will also in its discretion consider the need for any other particular legislation that may be essential in the existing emergency. Due note should be taken of the fact that all our national guardsmen are in training camps, mostly outside the State. An adequate home-guard is needed for emergencies and all our State and local law enforcement agencies should be strengthened. If legislation is necessary for these purposes, it should be given first attention.

#### CONCLUSION

Thus we face a period in which the progress and development of our State will be affected not only by our own State and local problems but by international events. Prudence, but not fear or apprehension, should dictate our course in these circumstances. We should go forward, not recklessly but courageously. There is no occasion for unduly restricting the work of any of our useful agencies and institutions; nor should any contingent misgivings cause us to deny to the youth of the State their day of opportunity. You gentlemen of the General Assembly will be confronted with many difficult problems. Yours is the responsibility not only of providing adequately for our agencies and institutions, but likewise for safeguarding the credit of the State. I have complete confidence in your judgment and your patriotism. The people of North Carolina may well be assured that the General Assembly will conscientiously perform its task in a manner worthy of the best traditions of our beloved State.

For my own part, I accept the responsibility of this high office with a deep sense of humility, and yet with a confidence that springs from an abiding faith in North Carolina. I believe in this great commonwealth, in her glorious traditions and in her proud destiny. Conscious of my own limitations, I take courage when I contemplate the spirit of our people, a spirit which has made us a great State and will carry us to yet nobler heights of achievement. Many



difficulties and crises will undoubtedly confront us in the trying days that lie ahead, but with this spirit and with the guidance of Almighty God, we will not fail in our high resolve to make of this our chosen land an even greater North Carolina.

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### HOUSE RESOLUTIONS

A RESOLUTION CONCERNING THE DEATH OF THE HONORABLE WILLIAM E. FENNER,  
A FORMER MEMBER OF THE HOUSE OF REPRESENTATIVES OF NORTH CAROLINA.

WHEREAS, it has been brought to the attention of the House of Representatives that the Honorable William E. Fenner, a member of the House of Representatives from Nash County, died in the City of Richmond, Virginia, on the fifth day of November, one thousand nine hundred and forty; and

WHEREAS, the said Honorable William E. Fenner was at the time of his death a member of the House of Representatives and had been a member of the House of Representatives during the sessions of one thousand nine hundred and thirty-five, one thousand nine hundred and thirty-seven, and one thousand nine hundred and thirty-nine; and

WHEREAS, by reason of his long service to the County of Nash and to the State of North Carolina, that the House of Representatives desires to express its appreciation of him and its deepest sympathy for his family: Now, therefore,

*Be it Resolved by the House of Representatives:*

First. That in the death of the said Honorable William E. Fenner, a former member of the House of Representatives, and who was at the time of his death a member of the House of Representatives, the State has lost a valuable public servant. Remembering his wisdom and activity as a member of the House of Representatives and his untiring efforts to serve the State in whatever capacity he was able to do so, we deeply deplore our loss.

Second. That the House of Representatives extend its deepest sympathy to the widow and family of the said William E. Fenner, and that a copy of these Resolutions be forwarded to the family of the said William E. Fenner, and also a copy be given to the press for publication.

Third. That the House of Representatives, when it shall adjourn today, do so in honor of the memory of the Honorable William E. Fenner, former member of the House of Representatives.

Read and adopted January 8, 1941.

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A HOUSE RESOLUTION REQUESTING HONORABLE THAD EURE, SECRETARY OF STATE,  
TO HOLD A SCHOOL OF INSTRUCTION FOR THE MEMBERS OF THE HOUSE OF REPRESENTATIVES.

*Be it Resolved by the House of Representatives:*

SECTION 1. That Honorable Thad Eure, Secretary of State, be and he is hereby requested to hold a school in the Hall of the House to instruct the members, especially new members, in legislative procedure, including the preparation and introduction of bills, etc.

SEC. 2. That this resolution shall be in full force and effect from and after its ratification.

Read and adopted January 17, 1941.

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A RESOLUTION CONCERNING THE DEATH OF THE HONORABLE FRANK LEMUEL DUNLAP, A FORMER MEMBER OF THE HOUSE OF REPRESENTATIVES AND CHAIRMAN OF THE STATE HIGHWAY AND PUBLIC WORKS COMMISSION.

WHEREAS, Honorable Frank Lemuel Dunlap, a former member of the State Senate from Anson County in the sessions of one thousand nine hundred and twenty-one, one thousand nine hundred and twenty-five, one thousand nine hundred and twenty-seven and one thousand nine hundred and thirty-one, died this morning, February thirteenth, one thousand nine hundred and forty-one, having rendered valuable services to the State of North Carolina in many official capacities; and

WHEREAS, the death of Mr. Dunlap brings to a close a long, useful and worthy career in the legal, political and social life of our State, having been an outstanding member of the legal profession, a former Assistant Director of the Budget and former head of the Division of Purchase and Contract, and at the time of his death holding that position of distinctive honor and great responsibility as Chairman of the State Highway and Public Works Commission; and

WHEREAS, by reason of his long services to his community, the County of Anson and to the State of North Carolina, the House of Representatives desires to express its appreciation of him and its deepest sympathy to his family in their loss and sorrow at his passing: Now, therefore,  
*Be it Resolved by the House of Representatives:*

First. That in the death of the Honorable Frank Lemuel Dunlap, the State of North Carolina has lost one of its most beloved, best known and useful citizens.

Second. Remembering his wisdom, activity, and his long period of services to the State and in many capacities, his loss is deeply deplored.

Third. That a committee consisting of such number of the members of the House of Representatives as the Speaker shall see fit to appoint be appointed by the Speaker of the House of Representatives to attend the funeral services for the late Mr. Dunlap.

Fourth. That a copy of these Resolutions be furnished to Mrs. Kate Leak Dunlap, his widow, and the members of the family of the late Honorable Frank Lemuel Dunlap, and also a copy be given to the press for publication.

Fifth. That the House of Representatives, when it shall adjourn today, do so in honor of the memory of Honorable Frank Lemuel Dunlap, former member of the General Assembly.

Sixth. That this Resolution shall be in full force and effect from and after its adoption.

Read and adopted February 13, 1941.

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A HOUSE RESOLUTION EXPRESSING APPRECIATION TO HONORABLE THAD EURE, SECRETARY OF STATE, FOR HIS ASSISTANCE TO THE 1941 HOUSE.

WHEREAS, the Honorable Thad Eure, Secretary of State, has given generously of his time, wisdom, means, and experience to the one thousand nine



hundred and forty-one House, both as a body and to its members individually; and

WHEREAS, the assistance of the Honorable Thad Eure has been of inestimable value in expediting and facilitating the work of the one thousand nine hundred and forty-one House; and

WHEREAS, his counsel and advice have contributed much to the ease with which the one thousand nine hundred and forty-one House has accomplished its work; and

WHEREAS, he has abundantly provided the members and officers of the one thousand nine hundred and forty-one House with helpful documents and material; and

WHEREAS, his genial good humor and sunny disposition have helped to cast a glow of friendliness over this Body: Now, therefore,

*Be it Resolved by the House of Representatives:*

SECTION 1. That the members of the one thousand nine hundred and forty-one House express their deep appreciation to the Honorable Thad Eure and his entire staff for their generous and efficient help during this session.

SEC. 2. Be it further resolved that a copy of this Resolution be incorporated in the Journal of the House, and further that a copy of this Resolution be sent to the Honorable Thad Eure.

SEC. 3. That this Resolution be in full force and effect from and after its ratification.

Read and adopted March 14, 1941.

#### AMOUNTS PAID MEMBERS, OFFICERS AND EMPLOYEES OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, SESSION 1941

##### Organizing House

Name	No. of Days	Amount	Mileage
Rosa Mund .....	2 @ \$7.00	\$ 14.00	
Mrs. Annie E. Cooper.....	2 @ 6.00	12.00	
Mrs. Lula Satisfsky.....	5 @ 6.00	30.00	
Will Bumpass .....	5 @ 3.00	15.00	
		<hr/>	
		\$ 71.00	

##### Speaker's Office

Name			
O. M. Mull, Speaker.....		\$ 700.00	
Hazel Huffman, Secretary.....	67 @ \$6.00	402.00	\$ 38.80
		<hr/>	<hr/>
		\$1,102.00	\$ 38.80

##### Principal Clerk's Office

Name			
Shearon Harris, Principal Clerk.....	80 @ \$7.00	\$ 560.00	\$ 22.60
W. W. Staton, Assistant Principal Clerk.....	80 @ 6.00	480.00	17.00
Mrs. Annie E. Cooper, Journal Clerk.....	80 @ 6.00	480.00	
A. Corey, Calendar Clerk.....	80 @ 6.00	480.00	20.80
J. H. Norwood, Disbursing Clerk.....	73 @ 6.00	438.00	22.60

Name	No. of Days	Amount	Mileage
Beamer Barnes, Assistant Journal Clerk.....	80 @ \$6.00	\$ 480.00	\$ 21.20
Mrs. Lula Satisky, Asst. Journal Clerk.....	80 @ 6.00	480.00	
Grace Jackson, Assistant Journal Clerk.....	76 @ 6.00	456.00	36.80
Mrs. Eliz. S. Vaughn, Asst. Journal Clk.....	79 @ 6.00	474.00	8.80
Isabel James, Asst. Journal Clerk.....	65 @ 6.00	390.00	26.40
V. H. Batts, Asst. Calendar Clerk.....	80 @ 6.00	480.00	12.60
J. H. Yelton, Asst. Calendar Clerk.....	72 @ 6.00	432.00	52.00
J. S. Winstead, Asst. Calendar Clerk.....	67 @ 6.00	402.00	12.60
		<hr/>	<hr/>
		\$6,032.00	\$253.40

### Reading Clerk

Ralph Monger, Reading Clerk.....	67 @ \$6.00	\$ 402.00	\$ 9.20
		<hr/>	<hr/>
		\$ 402.00	\$ 9.20

### Engrossing Department

Rosa Mund, Engrossing Clerk.....	67 @ \$7.00	\$ 469.00	\$ 25.20
Mary Pharr, Assistant.....	69 @ 6.00	414.00	30.20
Katharine Teague, Assistant.....	80 @ 6.00	480.00	8.40
Mrs. Fred B. Johnson, Assistant.....	66 @ 6.00	396.00	23.80
Frances Boyd, Assistant.....	66 @ 6.00	396.00	
Kitty Farrior, Assistant.....	66 @ 6.00	396.00	7.80
Irene Oakes, Assistant.....	65 @ 6.00	390.00	23.60
Hilda Earp, Assistant.....	66 @ 6.00	396.00	6.20
Eva Huffman, Assistant.....	65 @ 6.00	390.00	38.80
J. E. Dickson, Jr., Assistant.....	66 @ 6.00	396.00	4.80
Helen Hill, Assistant.....	61 @ 6.00	366.00	33.80
Mariam Boyd, Assistant.....	61 @ 6.00	366.00	11.20
Virginia Osbourne, Assistant.....	55 @ 6.00	330.00	55.00
Clyde Wade, Assistant.....	24 @ 6.00	144.00	
		<hr/>	<hr/>
		\$5,329.00	\$268.80

### Pages

Charlie Lineberry.....	67 @ \$3.00	\$ 201.00	\$ 15.10
Robert Renfrow .....	67 @ 3.00	201.00	9.20
Dan Davis .....	67 @ 3.00	201.00	20.70
Dave Langston.....	67 @ 3.00	201.00	14.20
John Oldenbottle .....	67 @ 3.00	201.00	12.80
Paul Penland .....	62 @ 3.00	186.00	25.60
Charles Renfrow Newsome.....	60 @ 3.00	180.00	
Lester V. Chalmers.....	60 @ 3.00	180.00	
Pete Hudgins .....	67 @ 3.00	201.00	3.00
Walter Lee Horton, Jr.....	55 @ 3.00	165.00	
Wm. Cowles Self.....	55 @ 3.00	165.00	
Reid Hooper .....	62 @ 3.00	186.00	4.80
George D. Maddry.....	13 @ 3.00	39.00	



Name	No. of Days	Amount	Mileage
W. W. James.....	66 @ \$3.00	\$ 165.00	\$ 28.00
Carroll Shumaker .....	41 @ 3.00	123.00	
Cecil Forehand .....	55 @ 3.00	165.00	10.40
Ben Crigler .....	40 @ 3.00	120.00	
James Carlton Jones, Jr.....	8 @ 3.00	24.00	
Lee Gargis .....	14 @ 3.00	42.00	
		<hr/>	<hr/>
		\$2,946.00	\$143.80

## Committee Clerks

Daphne Gaskins, Higher Education.....	67 @ \$5.00	\$ 335.00	\$ 11.90
Mrs. Glennis Weeks, Institutions for the Blind .....	67 @ 5.00	335.00	7.10
Lula Alston Powell, Appropriations.....	62 @ 6.00	372.00	11.20
Elizabeth Copeland, Judiciary No. 1.....	62 @ 5.00	310.00	33.80
Sarah James, Public Welfare.....	67 @ 5.00	335.00	20.80
Chrystine Windley, Salaries and Fees.....	62 @ 5.00	310.00	21.00
Lessie Edwards, Unemployment Comp.....	62 @ 5.00	310.00	7.40
Elsie Johnson, Propositions and Grievances .....	62 @ 5.00	310.00	22.80
Mrs. E. E. Burton, Elections and Election Laws .....	62 @ 5.00	310.00	
Mrs. Annie Kitchin Travis, Insurance.....	67 @ 5.00	335.00	18.40
Mrs. Chas. C. Harris, Education.....	62 @ 5.00	310.00	
Evelyn Cordell, Congressional Districts.....	59 @ 5.00	295.00	25.60
Dorothy Dowdy, Counties, Cities and Towns .....	60 @ 5.00	300.00	32.00
Mrs. Stella Miller, Senatorial Districts.....	62 @ 5.00	310.00	39.20
Mrs. Margaret S. Young, Finance.....	67 @ 6.00	402.00	
Mrs. Ann Y. Langston, Courts and Judicial Districts .....	59 @ 5.00	295.00	
Mrs. R. B. Armfield, Judiciary No. 2.....	58 @ 5.00	290.00	
Margie McCarson, Agriculture.....	67 @ 5.00	310.00	52.00
Grace Carter, Public Roads.....	55 @ 5.00	275.00	20.00
Elizabeth Skeen, Banks and Banking.....	50 @ 5.00	250.00	14.60
Kate Gambill, Rules.....	65 @ 5.00	325.00	35.20
Ruth Daniel, Manufactures and Labor.....	32 @ 5.00	160.00	11.20
		<hr/>	<hr/>
		\$6,784.00	\$384.20

## Sergeant-at-Arms Department

H. L. Joyner, Sergeant-at-Arms.....	71 @ \$6.00	\$ 426.00	\$ 20.00
J. C. Hayes, Assistant Sergeant-at-Arms.....	73 @ 6.00	438.00	
Claude Baker, 1st Class.....	29 @ 3.50	101.50	4.60
Frank I. Murray, 1st Class.....	32 @ 3.50	115.50	32.90
Andrew Crabtree, 1st Class.....	66 @ 3.50	231.00	6.40
Ralph Matthews, 1st Class.....	65 @ 3.50	227.50	4.60
W. C. Lisk, 1st Class.....	67 @ 3.50	234.50	10.70
J. Sherwood Upchurch, 1st Class.....	67 @ 3.50	234.50	

	No. of Days	Amount	Mileage
L. D. Summerlin, 1st Class.....	67 @ \$3.50	\$ 234.50	\$ 5.20
H. V. Grant, 1st Class.....	38 @ 3.50	133.00	12.00
I. T. Brown, 1st Class.....	67 @ 3.50	234.50	8.70
B. O. Hamrick, 1st Class.....	67 @ 3.50	234.50	19.40
Top Dalton, 1st Class.....	67 @ 3.50	234.50	17.20
C. L. Woodall, 1st Class.....	67 @ 3.50	234.50	
John Ellington, 1st Class.....	67 @ 3.50	234.50	2.80
Thos. W. Phillips, 1st Class.....	67 @ 3.50	234.50	19.60
Morris Giger, 1st Class.....	66 @ 3.50	231.00	7.50
A. S. Hamilton, 1st Class.....	66 @ 3.50	231.00	19.00
George N. Stell, 1st Class.....	67 @ 3.50	234.50	2.00
R. W. Richardson, 1st Class.....	66 @ 3.50	231.00	17.20
J. Lee Davis, 1st Class.....	66 @ 3.50	231.00	5.10
Alphonso Jordan, 1st Class.....	66 @ 3.50	231.00	
Mrs. Pearl T. Liles, 1st Class.....	64 @ 3.50	224.00	
Walter Hill, 2nd Class.....	3 @ 3.00	9.00	
Mrs. Mamie P. Sims, 1st Class.....	2 @ 3.50	7.00	
Allen Barbee, 1st Class.....	28 @ 3.50	98.00	3.70
H. M. Binford, 1st Class.....	27 @ 3.50	94.50	10.30
J. A. Taylor, 1st Class.....	9 @ 3.50	31.50	
Robert E. L. Peace, 2nd Class.....	76 @ 3.00	228.00	5.60
William Bumpass, 2nd Class.....	80 @ 3.00	240.00	
William Bouie, 2nd Class.....	74 @ 3.00	222.00	
John Hughes, 2nd Class.....	74 @ 3.00	222.00	
Reubin Gunter, 2nd Class.....	10 @ 3.00	30.00	
Earl Noble, 2nd Class.....	57 @ 3.00	171.00	
		<hr/>	<hr/>
		\$6,749.50	\$234.50

**Summary**

Departments	Amount	Mileage
Organizing House.....	\$ 71.00	\$
Speaker's Office.....	1,102.00	38.80
Principal Clerk's Office.....	6,032.00	253.40
Reading Clerk.....	402.00	9.20
Engrossing Clerk's Office.....	5,329.00	268.80
Pages .....	2,946.00	143.80
Committee Clerks.....	6,784.00	384.20
Sergeant-at-Arms Department.....	6,749.50	234.50
	<hr/>	<hr/>
	\$30,415.50	\$1,332.70

**Membership**

119 Members @ \$600.00.....	\$ 71,400.00
	<hr/>
	\$100,815.50
	<hr/>
Grand Total.....	\$102,147.20

Respectfully,

SHEARON HARRIS,

*Principal Clerk.*



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